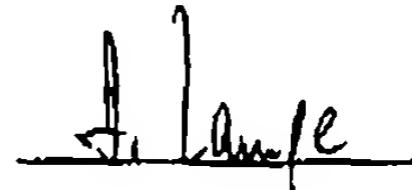


UNITED STATES PATENT AND TRADEMARK OFFICE

I, Dethard LAMPE Dipl.-Chem., PhD, CChem, MRSC,
translator to RWS Group plc, of Europa House, Marsham Way, Gerrards Cross,
Buckinghamshire, England declare:

1. That I am a resident of the United Kingdom of Great Britain and Northern Ireland.
2. That I am well acquainted with the German and English languages.
3. That the attached is, to the best of my knowledge and belief, a true translation into the English language of the accompanying copy of the specification filed with the application for a patent in Germany on 28 July 1999 under the number 199 35 302.6 and the official certificate attached hereto.
4. That I believe that all statements made herein of my own knowledge are true and that all statements made on information and belief are true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patent application in the United States of America or any patent issuing thereon.



For and on behalf of RWS Group plc

The 4th day of August 2003

FEDERAL REPUBLIC OF GERMANY

Certificate

Hoechst Marion Roussel Deutschland GmbH

of

Frankfurt am Main/Germany

have filed a Patent Application under the title:

"Conjugates and processes for their preparation and their use for transporting molecules
across biological membranes"

on 28 July 1999 at the German Patent and Trademark Office.

The company name of the applicant has been changed to:

Aventis Pharma Deutschland GmbH.

The attached documents are a correct and accurate reproduction of the original submission for
this Patent Application.

The German Patent and Trademark Office has for the time being given the Application the
symbols C 07 H, C 12 N and C 07 K of the International Patent Classification.

Munich, 10 May 2000

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The President

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Weihmayr

File No: 199 35 302.6

Description

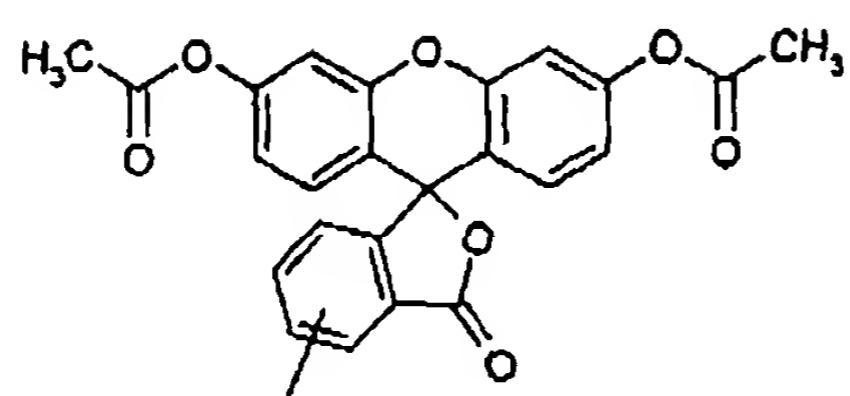
Conjugates and processes for their preparation and their use for transporting molecules across biological membranes

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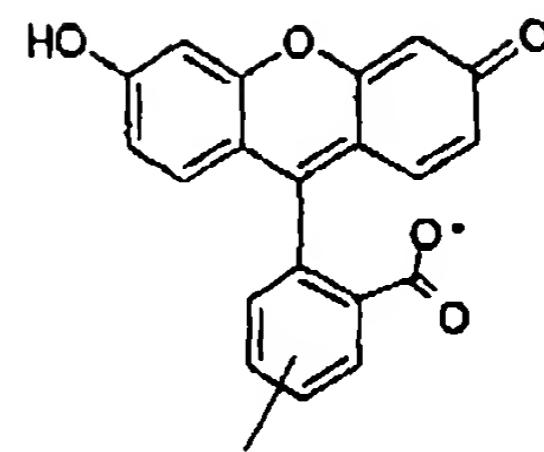
The present invention provides conjugates, processes for their preparation and the use of these conjugates for transporting low-molecular-weight compounds and macromolecules across biological membranes, in particular for transporting molecules into cells. The present invention also 10 provides medicaments and diagnostic aids and test kits in which these conjugates are present or used.

Frequently, a limiting factor for the therapeutic utilization of molecules whose target is within the cell is their unsatisfactory cellular uptake and 15 unfavorable intracellular distribution. Typical examples are macromolecules such as nucleic acids which bind in sequence-specific manner to cellular DNA or RNA, thus inhibiting gene expression. Antisense oligonucleotides are short single-stranded nucleic acids which bind via Watson-Crick base pairs to complementary mRNA, the translation of which into the 20 corresponding protein is to be inhibited. Triplex-forming oligonucleotides bind via so-called "Hoogsteen base pairing" to the deep groove of the DNA double helix forming a triple helix, thus inhibiting the transcription of the genes in a sequence-specific manner. Other intracellularly acting oligonucleotides are, for example, the so-called "decoy" oligonucleotides 25 which mimic the binding regions for transcription factors. By treatment with decoy oligonucleotides, certain transcription factors can be intercepted in a sequence-specific manner, thus inhibiting activation of the transcription. A further group of intracellularly acting oligonucleotides, the chimeroplasts, are used for targeted gene correction (Cole-Strauss et al., Science 273 30 (1996) 1386-1389). For this gene correction, too, the uptake of the chimeraplast oligonucleotide into the cell is essential. Examples of further intracellularly acting nucleic acids are those which interact with cellular enzymes, in particular with telomerases (Norton et al. Nat. Biotechn. (1996) 14, 615). A further class of nucleic acids, preferably double-stranded DNA, 35 can code for certain proteins which are expressed intracellularly in the sense of gene therapy.

- For example, the uptake of an oligonucleotid in vitro into a cell, for example by simple addition of the oligonucleotide to the cell culture medium, is a relatively inefficient process, since only a small fraction of the added oligonucleotide is actually taken up into the cell. The uptake process
- 5 takes many hours, and in most cases, a plateau phase is reached only after 8 to 16 hours. It is assumed that the oligonucleotides are taken up in an endocytosis-like process. However, a general problem with uptake via endocytosis is that a large proportion of the oligonucleotides are present not free in the cytoplasm but enclosed in certain cell structures, i.e. the
- 10 lysosomes and endosomes. In the case of fluorescently labeled oligonucleotides, this localized distribution can indeed be observed by fluorescence microscopy. Owing to this vesicular localization, the concentration of free oligonucleotide which is actually available for hybridization to the mRNA is considerably reduced. Moreover, depending
- 15 on the cell type and the conditions present, only a certain fraction of the cells take up the oligonucleotide in the first place. Therefore, for the efficient use of antisense oligonucleotides, mixtures with penetration enhancers, such as, for example, cationic lipids (Bennett et al. Mol. Pharmacol. 41 (1992) 1023) are generally employed.
- 20
- It was an object of the present invention to improve cellular uptake of molecules, in particular of macromolecules, such as, for example, oligonucleotides.
- 25 Examination of cellular uptake of oligonucleotides is generally carried out using either radioactively labeled or fluorescently labeled oligonucleotid s. Fluorescence labeling of an oligonucleotide is carried out, for example, by reacting the amino function of an oligonucleotide with fluorescein isothiocyanate (FITC). The fluorescein can be introduced, for example, into
- 30 the 3' end of an oligonucleotide via a commercially available fluorescein-derivatized solid-phase support, or into the 5' end via a commercially available fluorescein phosphitylating reagent. In all cases, the oligonucleotide-bound fluorescein is, owing to the carboxylic acid function, present as a negatively charged structural element which is strongly
- 35 fluorescent.



FDA radical (F3)



Fluorescein radical (F0)

- In contrast to fluorescein, fluorescein diacetate (FDA) is a neutral vital dye which is transformed into the fluorescent fluorescein only after removal of
5 the two ester groups and opening of the lactone ring, but which is not fluorescent in the form of the lactone.

It is known that FDA (hereinbelow also referred to as "F3"), as a neutral, non-fluorescent molecule, is taken up by living cells via passive diffusion
10 and is cleaved intracellularly by esterases to give the fluorescent fluorescein (Breeuwer et al. Appl. Environ. Microbiol. (1995) 61, 1614; Maeda et al. Cell Struct. Funct. (1982) 7, 177). Hitherto, the only FDA derivatives described have been those containing an amine-reactive group, such as, for example, isothiocyanate; these FDA derivatives are used for
15 staining intracellular proteins or cell components. Conjugates of FDA with other molecules have hitherto not been described; correspondingly, FDA-labeled oligonucleotides (conjugates of FDA and oligonucleotide) have likewise hitherto not been described.

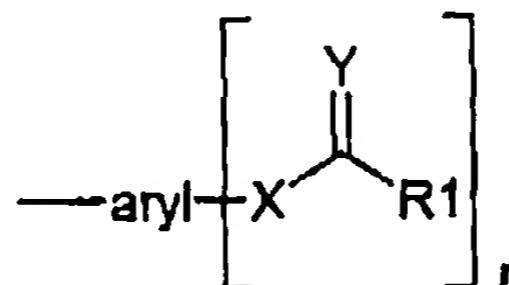
20 In the cytoplasm, FDA is cleaved by esterases; accordingly, it is possible to determine, by FDA labeling of an oligonucleotide, the proportion of "free" oligonucleotide, i.e. how much oligonucleotide is present in the cytoplasm – and available for hybridization – in relation to the proportion of oligonucleotide present in vesicles ("captured" oligonucleotide) – and
25 accordingly not available for hybridization. Owing to the high total number of negative charges in an oligonucleotide and the fact that FDA-labeled and fluorescein-labeled oligonucleotides (in the case that the oligonucleotide is identical) differ by only one net charge, it was to be expected that FDA-labeled and fluorescein-labeled oligonucleotides would exhibit very similar
30 cellular uptake and distribution.

However, surprisingly, it has been found that FDA-labeled and fluorescein-labeled oligonucleotides differ considerably with respect to their uptake into cells, i.e. both with respect to the duration and the efficiency of the uptake of the oligonucleotides and additionally also with respect to the cellular localization of the oligonucleotides that have been taken up. An FDA-labeled oligonucleotide is taken up much more rapidly by cells than the corresponding fluorescein-labeled oligonucleotide. Whereas the uptake of radioactively labeled and fluorescein-labeled oligonucleotides requires several hours, the FDA-labeled oligonucleotides could, after simple incubation, for example with human cells, be detected intracellularly after only five minutes. It was also surprising that the FDA-labeled oligonucleotides were taken up into virtually any cells (>90% of cells), whereas the rate of uptake in the methods hitherto described for transferring oligonucleotides or polynucleotides into cells is generally considerably lower; in the latter case, frequently only about 30 to 60% of the cells are loaded with oligonucleotides. Also advantageous is the intracellular distribution of the FDA-labeled oligonucleotides, which is much more uniform. This more uniform distribution indicates that the oligonucleotides are not – as described above – mainly enclosed in vesicles (for example endosomes, lysosomes), but distributed in the entire cell – i.e. in the cytosol and the nucleus; this is an indication that a large fraction of "free" oligonucleotide is present. Only these "free" oligonucleotides are available for binding to the target or as active compound. Another advantage is the fact that no damage to the cells was observed when FDA-labeled oligonucleotides were used; in contrast, the use of lipocationic penetration enhancers frequently results in damage of the cell membrane. As a consequence of these unexpected properties, the FDA-labeled oligonucleotides have, compared to the methods hitherto described for introducing oligonucleotides or polynucleotides into cells, the decisive advantage that they can be introduced into the cells more effectively, where they are also better available. Owing to this, the FDA-labeled oligonucleotides have considerably improved biological activity. Because of the improved biological activity, less oligonucleotide has to be used. Owing to this and the fact that an FDA-labeled oligonucleotide is taken up more effectively – both with respect to the amount and to time – into a cell, (toxic) side effects are reduced.

Surprisingly, it has been found that the advantageous properties are not limited to FDA-labeled oligonucleotides, but that virtually any molecule can

- be introduced effectively into a cell or transported across a biological membrane with the aid of FDA-labeling – i. . by coupling a molecule to b transported to FDA, or conjugating it ("FDA conjugate"). Furthermore, it has been found that this principle is not limited to FDA conjugates but also
- 5 applies to all aryl ester conjugates of a certain chemical structure. Thus, the present invention is a novel principle for transporting molecules across biological membranes. Since these compounds have hitherto, except for one exception, not been described in the prior art, the corresponding conjugates – a molecule to be transported coupled to or conjugated with an
- 10 aryl ester of a certain chemical structure – likewise form part of the subject-matter of the present invention. These conjugates cannot be prepared by known processes; the present invention therefore also provides a process for preparing the conjugates.
- 15 Bioreversible O-acylaryl conjugates, which have been proposed as prodrugs of oligonucleotides (Iyer et al., Bioorganic & Med. Chem. Lett. 7 (1997) 871-876), are known. The chemical structure of these compounds is – in the case that the aryl radical is an aromatic 6-membered ring – similar to that of the conjugates according to the invention. However, in the
- 20 bioreversible O-acylaryl conjugates, the hydrolysis of the ester results in a destabilization of the bond between the aryl radical and the phosphotriester of the oligonucleotide, so that the bioreversible O-acylaryl conjugate is cleaved into its components, i.e. the free oligonucleotide and the O-acylaryl radical. This prodrug concept serves to mask the negative charge of the
- 25 internucleotide phosphate bridge and thus to facilitate uptake of th oligonucleotide into the cell. However, in contrast to the conjugates according to the invention, no accelerated uptake of the oligonucleotides into the cells and likewise no changed intracellular distribution of the oligonucleotides has been found for these prodrugs. Furthermore, an
- 30 uptake of the oligonucleotides into other organisms has not been reported. In contrast, in the conjugates according to the invention, the covalent bond between the aryl radical and the oligonucleotide is preserved during uptake into the cell; the preservation of the covalent bond between aryl radical and oligonucleotide can easily be determined by fluorescence microscopy if th
- 35 aromatic unit is only fluorescent after cleavage of the ester, such as, for example, in the case of FDA.

The present invention provides a conjugate which comprises at least one molecule to be transported and at least one aryl radical of the formula I, where



5

(I)

where

aryl is a group which contains at least one ring having aromatic character;

X is O or N; preferably X=O;

Y is O, S or NH-R²; preferably Y=O;

R¹ is a substituted or unsubstituted C₁-C₂₃ alkyl radical which may be straight-chain or branched and may contain double and/or triple bonds; for example an arylalkyl radical;

R² is a substituted or unsubstituted C₁-C₁₈ alkyl radical which may be straight-chain or branched and may contain double and/or triple bonds; and

n is an integer greater than or equal to 1,

20

where the aryl radical is attached to the molecule to be transported either directly via a chemical bond or indirectly via a chemical group, where the chemical group is not a CH₂-S group if the attachment is through an internucleotide phosphodiester bond of the molecule to be transported.

25

The molecule to be transported can be any molecule. One embodiment of the invention relates to conjugates where the molecule to be transported is a macromolecule, for example having a molecular weight > 500 Dalton, preferably > 1000 Dalton, particularly preferably > 2000 Dalton or more.

30 The molecule to be transported can also be a low-molecular-weight compound, for example having a molecular weight < 500 Dalton. The low-molecular-weight compound can be a mononucleotide.

The molecule to be transported can belong to various chemical substance classes; for example, it can be a biopolymer, for example a polynucleotide,

35 preferably an oligonucleotide, a polypeptide, preferably a peptide or

protein, a peptide-nucleic acid (PNA) or a polyamide which comprises the three aromatic rings imidazole, pyrrol and hydroxypyrrrol (Kielkopf et al. Science 282, 111-115 (1998)) or a polysaccharide, preferably an oligosaccharide, or a the derivative of the compounds mentioned. The

5 molecule to be transported can be a peptide mimetic.

Polynucleotides, oligonucleotides and mononucleotides are either naturally occurring nucleic acids or known derivatives thereof. Derivatives are to be understood as meaning, inter alia, the salts derived from the conjugate or molecule to be transported, in particular physiologically acceptable salts

10 thereof, and also, for example, modified or stabilized nucleic acids.

The molecule to be transported can be an inhibitor of transcription factors such as, for example, NF- κ B, c-fos or c-jun, cell cycle proteins, such as, for example, cyclin D, kinases, such as c-Src-, tyrosine or MAP kinases, intracellular ion channels, immunophilines, such as, for example, FK506

15 binding protein, prolyl-4-hydroxylase, topoisomerases, viral proteases, multiple drug resistance proteins, phosphatases, such as, for example, protein tyrosine phosphatase.

The molecule to be transported can be conjugated with one or more aryl radicals, for example two, three, four, five, six, seven, eight, nine, ten, fifteen, twenty or more aryl radicals.

The aryl radical ("aryl radical" is in particular an aryl radical of the formula I and/or an aryl radical of the formula II) can be attached singly or more than once to the molecule to be transported, where the bonds can be localized at different positions of the aryl radical. If a plurality of aryl radicals are attached to the molecule to be transported, these can be identical or different.

The aryl radical contains an aryl group (referred to as "aryl" in the formulae I and II); the aryl group may comprise one or more rings, where at least one of the rings has aromatic character. The aryl group may also contain heterocyclic rings which may or may not have aromatic character. The aryl group contains, for example, 1 to 8 or more rings (also "ring system"), preferably 1, 2, 3, 4, 5, 6, 7 or 8 rings. The individual rings have a size of 3 to 7 ring atoms, preferably 5 to 6 ring atoms. Examples of ring systems are phenyl rings, pyridinyl rings, pyrimidinyl rings, pyrrolyl rings, furanyl rings,

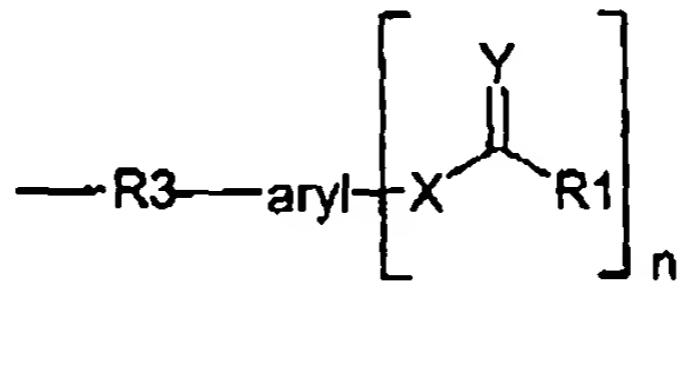
30 thiophenyl rings, 5-membered lactones, 6-membered lactones, spirolactones, benzoquinones, cyclohexadienyl rings and cyclohexenyl rings. These ring systems, the aryl group or individual rings of the aryl group can be mono- or polysubstituted. Preferably at least one of the rings of the aryl group carries an acyl radical.

The aryl group can, for example, have one of the of the formulae F1', F2', F3', F4', F6', F7', F8', F9', F10', F11'. These formulae are shown in Figure 1.

5

The aryl radical can be attached directly to the molecule to be transported, or via a chemical group. The invention provides a conjugate wherein the chemical group together with the aryl radical has the formula II

10



(II)

15

where aryl, X, Y and R^1 are as defined above and R^3 is the chemical group, R^3 being, for example, a $-\text{C}(=\text{O})$ group or an $-\text{NH}-\text{C}(=\text{S})$ group.

20

Examples of aryl radicals of the formula II are the aryl radicals of the formulae F1, F2, F3, F4, F5, F6, F7, F8, F9, F10 and F11; these formulae are shown in Figure 2 a and Figure 2 b.

25

In a particular embodiment, the molecule to be transported is an oligonucleotide. An oligonucleotide can, for example, be constructed entirely of the nucleotides adenosine phosphate, guanosine phosphate, inosine phosphate, cytidine phosphate, uridine phosphate and thymidine phosphate. In other embodiments of the invention, an oligonucleotide may, if appropriate, contain one or more modifications, for example chemical modifications. An oligonucleotide may have a plurality of identical and/or different modifications.

30

Examples of chemical modifications are known to the person skilled in the art and described, for example, in E. Uhlmann and A. Peyman, Chemical Reviews 90 (1990) 543 and "Protocols for Oligonucleotides and Analogs" Synthesis and Properties & Synthesis and Analytical Techniques, S. Agrawal, Ed., Humana Press, Totowa, USA 1993 and J. Hunziker and C. Leumann 'Nucleic Acid Analogs: Sythesis and Properties' in Modern

35

Synthetic Methods (Ed. Beat Ernst and C. Leumann), Verlag Helvetica Chimica Acta, Basle, pp. 331-417.

The chemical modification of an oligonucleotide may comprise, for example

- 5 a) the complete or partial replacement of the phosphodiester bridges, for example by phosphorothioate, phosphorodithioate, NR¹R^{1'}-phosphoramidate, boranophosphate, phosphate (C₁-C₂₁)-O-alkyl ester, phosphate [(C₆-C₁₂)aryl-(C₁-C₂₁)-O-alkyl]ester, (C₁-C₈)alkyl-phosphonate and/or (C₆-C₁₂)-arylphosphonate bridges, where
- 10 R¹ and R^{1'} independently of one another are hydrogen, (C₁-C₁₈)-alkyl, (C₆-C₂₀)-aryl, (C₆-C₁₄)-aryl-(C₁-C₈)-alkyl, preferably hydrogen, (C₁-C₈)-alkyl and/or methoxyethyl, particularly preferably hydrogen, (C₁-C₄)-alkyl and/or methoxyethyl,
- 15 or
R¹ and R^{1'} form, together with the nitrogen atom carrying them, a 5- to 6-membered heterocyclic ring which can additionally contain a further hetero atom from the group consisting of O, S and N;
- 20 b) the complete or partial replacement of the 3'- and/or 5'-phosphodiester bridges by "dephospho" bridges (described, for example, in Uhlmann, E. and Peyman, A. in "Methods in Molecular Biology", Vol. 20, "Protocols for Oligonucleotides and Analogs", S. Agrawal, Ed., Humana Press, Totowa 1993, Chapter 16, 355ff.), for example by formacetal, 3'-thioformacetal, methylhydroxylamine, oxime, methylenedimethylhydrazo, dimethylenesulfone and/or silyl groups;
- 25 c) the complete or partial replacement of the sugar phosphate backbone, for example by "morpholino" oligomers (described, for example, in E. P. Sturchak et al., Nucleic Acids Res. 17 (1989) 6129 and in J. Summerton and D. Weller, Antisense and Nucleic Acid Drug Dev. 7 (1997) 187-195) and/or by polyamide nucleic acids ("PNAs") (described, for example, in P. E. Nielsen et al., Bioconj. Chem. 5 (1994) 3) and/or phosphonic acid monoester nucleic acids ("PHONAs") (described, for example, in Peyman et al., Angew. Chem. Int. Ed. Engl. 35 (1996) 2632-2638);
- 30 d) the complete and/or partial replacement of the β -D-2'-deoxyribose units, for example by α -D-2'-deoxyribose, L-2'-deoxyribose, 2'-F-2'-deoxyribose, 2'-O-(C₁-C₆)-alkyl-ribose, 2'-O-(C₂-C₆)-alkenyl-ribose, 2'-[O-(C₁-C₆)-alkyl-O-(C₁-C₆)-alkyl]-ribose, 2'-NH₂-2'-deoxyribose, β -D-xylofuranose, α -arabinofuranose, 2,4-dideoxy- β -D-erythro-hexopyranose, conformationally restricted sugar analogs such as LNA (locked nucleic

- acids; Singh et al., Chem. Commun. 4 (1998) 455; Singh et al. Chem. Commun. 12 (1998) 1247) and carbocyclic (described, for example, in Froehler, J.Am.Chem.Soc. 114 (1992) 8320) and/or open-chain sugar analogs (described, for example, in Vandendriessche et al., Tetrahedron 49 (1993) 7223) and/or bicyclosugar analogs (described, for example, in M. Tarkov et al., Helv. Chim. Acta 76 (1993) 481);
- 5 e) modification and/or complete or partial replacement of the natural nucleoside bases, for example by 5-(hydroxymethyl)uracil, 5-aminouracil, pseudouracil, pseudoisocytosine, dihydrouracil, 5-(C₁-C₆)-alkyl-uracil, 5-(C₂-C₆)-alkenyl-uracil, 5-(C₂-C₆)-alkynyl-uracil, 5-(C₁-C₆)-alkyl-cytosine, 5-(C₂-C₆)-alkenyl-cytosine, 5-(C₂-C₆)-alkynyl-cytosine, 5-fluorouracil, 5-fluorocytosine, 5-chlorouracil, 5-chlorocytosine, 5-bromouracil, 5-bromocytosine or 7-deaza-7-substituted purines.
- 10 15 The chemical modification of an oligonucleotide furthermore embraces the attachment of an oligonucleotide to one or more further molecules having a favorable effect on particular properties of the oligonucleotide, for example stability to nucleases, affinity to the target sequence and pharmacokinetics, for example binding to and/or crosslinking the target sequence during hybridization of the modified oligonucleotide with the target sequence.
- 20 Examples of such further molecules are polylysine, intercalating agents, such as pyrene, acridine, phenazine or phenanthridine, fluorescent compounds, such as fluorescein, crosslinking agents, such as psoralen or azidoproflavine, lipophilic molecules, such as (C₁₂-C₂₀)-alkyl groups, preferably (C₁₂-C₂₀)-alkyl groups, lipids, such as 1,2-dihexadecyl-rac-glycerol, steroids, such as cholesterol or testosterone, vitamins, such as vitamin E, poly- or oligoethylene glycol, (C₁₂-C₁₈)-alkyl phosphate diesters, preferably (C₁₄-C₁₈)-alkyl phosphate diesters and, -O-CH₂-CH(OH)-O-(C₁₂-C₁₈)-alkyl groups, preferably -O-CH₂-CH(OH)-O-(C₁₂-C₁₈)-alkyl groups. These further molecules may be conjugated at the 5'- and/or the 3'-end and/or within the sequence, for example to a nucleobase. The processes for preparing such modified oligonucleotides are known to the person skilled in the art and described, for example, in Uhlmann, E. & Peyman, A., Chem. Rev. 90 (1990) 543 and/or M. Manoharan in "Antisense Research and Applications", Crooke and Lebleu, Eds., CRC Press, Boca Raton, 1993, Chapter 17, p. 303ff. and/or EP-A 0 552 766.
- 25 30 35

In further specific embodiments of the invention, the oligonucleotide may have 3'-3' and/or 5'-5' inversions at the 3'- and/or the 5'-end. This type of

chemical modification is known to the person skilled in the art and described, for example, in M. Koga et al., J. Org. Chem. 56 (1991) 3757.

In a conjugate which consists of one or more oligonucleotides and one or
5 more aryl radicals, preferably of the formula I or II, the conjugation of aryl
radicals to an oligonucleotide can take place, for example, at the 5'-end (A),
at the 3'-end (F), at the heterocyclic base (E and G), at the sugar (C) or at
the internucleoside bridge (B) of the oligonucleotide. However, conjugation
can also take place, for example, via non-nucleotidic building blocks, for
10 example in the case (D). These examples are shown in Figure 3.

The modifications mentioned can, of course, also be applied correspondingly to relatively long polynucleotides and, if suitable, to mono- or dinucleotides or -nucleosides.

15 The oligonucleotides have, for example, a length of 8 to 50 nucleotides, preferably 10-20 nucleotides. However, oligonucleotides having longer oligo- or polynucleotides, for example of a length of from 50 to 10,000 nucleotides, preferably from 100 to 1000 nucleotides, which may, if appropriate, also be present as a double strand, are also suitable.

The oligonucleotides may have any sequence. The sequence of the oligonucleotide is selected or designed depending on the selected target, i.e., if the target is a nucleic acid, depending on its sequence, or, if the 25 target is a protein, depending on the nucleic acid sequence which encodes this target protein. If, for example, the target is a virus, e.g. CMV, HIV, HSV-1, HSV-2, influenza, VSV, hepatitis B or papilloma virus, the oligonucleotide may, for example, have one of the following sequences:

30 a) against CMV

SEQ ID NO. 12 5'-G C G T T T G C T C T T C T T G C G

b) against HIV, for example

SEQ ID NO. 13 5'-A C A C C C A A T T C T G A A A A T G G -3' or

35 SEQ ID NO. 14 5'-A G G T C C C T G T T C G G G C G C C A -3' or

c) against HSV-1, for example

SEQ ID NO. 15 5'-G C G G G G C T C C A T G G G G G T C G -3'

The target can, for example, be a protein which is involved in the formation of cancer or responsible for cancer growths. Examples of such targets are:

1) nuclear oncoproteins, such as, for example, c-myc, N-myc, c-myb, c-fos, c-fos/jun, PCNA, p120;

5 2) cytoplasmic/membrane-associated oncoproteins, such as, for example, EJ-ras, c-Ha-ras, N-ras, rrg, bcl-2, cdc-2, c-raf-1, c-mos, c-src, c-abl, c-ets;

3) cellular receptors, such as, for example, EGF receptor, Her-2, c-erbA, VEGF receptor (KDR-1), retinoid receptors, the regulatory subunit of protein kinase, c-fms, Tie-2, c-raf-1 kinase, PKC-alpha, protein kinase A

10 (R1 alpha);

4) cytokines, growth factors, extracellular matrixes, such as, for example, CSF-1, IL-6, IL-1a, IL-1b, IL-2, IL-4, IL-6, IL-8, bFGF, VEGF, myeloblastin, fibronectin.

15 Oligonucleotides which are directed against such targets can, for example, have the following base sequence:

a) against c-Ha-ras, for example

SEQ ID NO. 16 5'- C A G C T G C A A C C C A G C -3' or

20 SEQ ID NO. 17 5'- T A T T C C G T C A T -3' or

SEQ ID NO. 18 5'- T T C C G T C A T C G C T C C T C A G G G G -3'

b) bFGF, for example

SEQ ID NO. 19 5'- G G C T G C C A T G G T C C C -3'

25

c) c-myc, for example

SEQ ID NO. 20 5'- G G C T G C T G G A G C G G G G C A C A C -3'

SEQ ID NO. 21 5'- A A C G T T G A G G G G C A T -3'

30 d) c-myb, for example

SEQ ID NO. 22 5'- G T G C C G G G G T C T T C G G G C -3'

e) c-fos, for example

SEQ ID NO. 23 5'- C G A G A A C A T C A T C G T G G -3'

35 SEQ ID NO. 24 5'- G G A G A A C A T C A T G G T C G A A A G -3'

SEQ ID NO. 25 5'- C C C G A G A A C A T C A T G G T C G A A G -3'

SEQ ID NO. 26 5'- G G G A A A G C C C G G C A A G G G G -3'

f) p120, for example

SEQ ID NO. 27 5'-CACCCGCCTTGGCCTCCCCAC-3'

g) EGF receptor, for example

SEQ ID NO. 28 5'-GGGACTCCGGCGCAGCGC-3'

5 SEQ ID NO. 29 5'-GGCAAACTTCTTTCCCTCC-3'

h) p53 tumor suppressor, for example

SEQ ID NO. 30 5'-GGGAAGGAGGAGGATGAGG-3'

SEQ ID NO. 31 5'-GCAGTCATCCAGCTTCGGAG-3'

10

i) bcl-2

SEQ ID NO. 32 5'-TCTCCCAGCGTGCGCCAT

k) VEGF

15 SEQ ID NO. 33 5'-CGCTGATA GACATCCATG

SEQ ID NO. 34 3'-CCAGCCC GGAGG-5', 5'-GGAGGCCCGACC-3'

SEQ ID NO. 35 3'-CGGAGGCTTGG-5', 5'-GGTTTCGGAGGC-3';

SEQ ID NO. 36 3'-GATGGAGGTGGT-5', 5'-TGGTGGAGGTAG-3'

SEQ ID NO. 37 3'-GGAGGTGGTACG-5', 5'-GCATGGTGGAGG-3'

20 SEQ ID NO. 38 3'-GGTGGTACGGTT-5', 5'-TTGGCATGGTGG-3'

SEQ ID NO. 39 3'-CACCA GG GTCCG-5', 5'-GCCTGGGACCAC-3'

SEQ ID NO. 40 3'-CCAGGGTCCGAC-5', 5'-CAGCCTGGGACC-3'

SEQ ID NO. 41 3'-AGGGTCCGACGT-5', 5'-TGCAGCCTGGGA-3'

SEQ ID NO. 42 3'-GGGTCCGACGTG-5', 5'-GTGCAGCCTGGG-3'

25 SEQ ID NO. 43 3'-GGTCCGACGTGG-5', 5'-GGTGCAGCCTGG-3'

SEQ ID NO. 44 3'-CCGACGTGGGTA-5', 5'-ATGGGTGCAGCC-3'

SEQ ID NO. 45 3'-GTAGAAGTTCGG-5', 5'-GGCTTGAAGATG-3'

SEQ ID NO. 46 3'-ACGCCCGACG-5', 5'-GCAGCCCCCGCA-3'

or

30 SEQ ID NO. 47 3'-CCCCCGACGACG-5', 5'-GCAGCAGCCCCC-3'

l) c-raf kinase

SEQ ID NO. 48 5'-TCCCGCCTGTGACATGCATT

m) PKC-alpha

SEQ ID NO. 49 5'-GTTCTCGCTGGTGAGTTCA

n) protein kinase A

5 SEQ ID NO. 50 5'-GCGTGCCTCCTCACTGGC

If the target is an integrin or a cell-cell adhesion receptor, such as, for example, VLA-4, VLA-2, ICAM, VCAM or ELAM, the oligonucleotide can, for example, have one of the following sequences:

10

a) VLA-4, for example

SEQ ID NO. 51 5'-G C A G T A A G C A T C C A T A T C -3' or

b) ICAM-1, for example

15 SEQ ID NO. 52 5'-G C C C A A G C T G G C A T C C G T C A

SEQ ID NO. 53 5'-C C C C C A C C A C T T C C C C T C T C -3'

SEQ ID NO. 54 5'-C T C C C C C A C C A C T T C C C C T C -3'

SEQ ID NO. 55 5'-G C T G G G A G C C A T A G C G A G G -3'

20

c) ELAM-1, for example

SEQ ID NO. 56 5'-A C T G C T G C C T C T T G T C T C A G G -3'

SEQ ID NO. 57 5'-C A A T C A A T G A C T T C A A G A G T T C -3'

d) integrin alpha(V)

25 SEQ ID NO. 58 5'-G C G G C G G A A A A G C C A T C G

If the target is a protein which is responsible for proliferation or migration or involved in these/this process(es), such as, for example;

1) nuclear transactivator proteins and cyclines, such as, for example,

30 c-myc, c-myb, c-fos, c-fos/jun, cyclines and cdc2 kinase;

2) mitogens or growth factors, such as, for example, PDGF, bFGF, VEGF, EGF, HB-EGF and TGF- β ;

3) cellular receptors, such as, for example, bFGF receptor, EGF receptor and PDGF receptor;

35 the oligonucleotide can, for example, have one of the following base sequences:

a) c-myb-

SEQ ID NO. 59 5'-G T G T C G G G G T C T C C G G G C -3'

b) c-myc

SEQ ID NO. 60 5'-C A C G T T G A G G G G C A T -3'

5 c) cdc2 kinase

SEQ ID NO. 61 5'- G T C T T C C A T A G T T A C T C A -3'

d) PCNA (proliferating cell nuclear antigen of rat)

SEQ ID NO. 62 5'- G A T C A G G C G T G C C T C A A A -3'.

10

If the target is, for example, an adenosine A1 receptor, adenosine A3 receptor, bradikinin receptor or IL-13, the base sequence

SEQ ID NO. 63 5'-GATGGAGGGCGGCATGGCGGG

15 is, for example, possible.

The following oligonucleotides (5'-->3') were prepared:

ON1: 5'-d(G*C G A C*G C*C A T*G A C*G*G) SEQ ID NO. 1

20 ON2: 5'-d(C*G A C*G C*C A T*G*A*C) SEQ ID NO. 2

ON3: 5'-d(A*T*G A C*G G A A*T*T*C) SEQ ID NO. 3

ON4: 5'-d(T A T T C C G T C A T) SEQ ID NO. 4

ON5: 5'-(dA)20 SEQ ID NO. 5

ON6: 5'-(dA)50 SEQ ID NO. 6

25 ON7: 5'-(dA)80 SEQ ID NO. 7

ON8: 5'-T*T*C C*A T*G G*T G*G*C SEQ ID NO. 8

ON9: 5'-T*T*C A*C T*G T*G G*G*C SEQ ID NO. 9

ON10: 5'-T*G*G C*G C*C G*G G*C*C SEQ ID NO. 10

ON11: 5'-T*G*C C*G G*C C*G G*G*C SEQ ID NO. 11

30

where * indicates the positions at which a phosphodiester bridge has been replaced by a phosphorothioate internucleoside bridge.

These sequences were converted into the following conjugates (CO):

35

CO_1: F3-Li1-ON1

CO_2: F0-Li1-ON1

CO_3: F3-Li1-ON2

CO_4: F0-Li1-ON2

	CO_5:	F3-Li1-ON3
	CO_6:	F9-Li1-ON3
	CO_7:	F2-Li1-ON3
	CO_8:	F0-Li1-ON3
5	CO_9:	F3-Li1-ON3-rhodamine
	CO_10:	F9-Li1-ON3-rhodamine
	CO_11:	F6-Li1-ON3-rhodamine
	CO_12:	F0-Li1-ON3-rhodamine
	CO_13:	F3-Li1-ON4
10	CO_14:	F3-Li1-ON5
	CO_15:	F3-Li1-ON6
	CO_16:	F3-Li1-ON7
	CO_17:	F3-Li1-ON8
	CO_18:	F3-Li1-ON9
15	CO_19:	F3-Li1-ON10
	CO_20:	F3-Li1-ON11
	CO_21:	F7-Li1-ON3

where

- 20 "F1 to F11" are aryl radicals of the formulae F1 to F11 (e.g. Fig. 2);
 "Li1" is a 6-aminohexyl phosphate radical which is attached to the 5'-end of
 the oligonucleotide (e.g. Figure see enclosure 4);
 "ON1 to ON11" are the described oligonucleotides of the sequences SEQ
 ID NO.1 to SEQ ID NO.11;
- 25 and "rhodamine" is a rhodamine label at the 3'-end of the oligonucleotide,
 which is detectable in addition to fluorescein.

- The invention also provides processes for preparing the conjugates according to the invention. The invention relates to processes for preparing
- 30 a conjugate which comprises a molecule to be transported and at least one aryl radical, preferably of the formula I or II, where
 - a) a molecule to be transported which contains a reactive function at the position to which the aryl radical is to be attached is prepared; and
 - b) an aryl radical is prepared and
 - 35 c) the molecule to be transported is reacted with the aryl radical to give the conjugate.

The reactive function is preferably an amino group, mercapto group, chloroacetyl group, isocyanate group, Isothiocyanate group, carboxylic acid

group, N-hydroxysuccinimide group or a carbonyl chloride group. The reaction of the molecule to be transported with the aryl radical is carried out at a pH ≤ 7.5; preferably at a pH ≤ 7.3, particularly preferably at a pH of 7.0 or a lower pH, for example a pH < 7, preferably a pH ≤ 6.5. In these

5 coupling reactions, all other reactive groups have to be protected prior to the reaction using protective groups known to the person skilled in the art. In a particular embodiment of the processes, the molecule to be transported is a polynucleotide, oligonucleotide or mononucleotide.

- 10 The preparation processes comprise, in a first step, the preparation of the molecule to be transported. In this context, the invention also relates to processes for preparing oligonucleotides. The oligonucleotides can be prepared with the aid of various known chemical processes, for example as described in Eckstein, F. (1991) "Oligonucleotides and Analogues, A
- 15 Practical Approach", IRL Press, Oxford. The oligonucleotides can also be prepared by processes which, if appropriate, comprise one or more enzymatic steps. The preparation of oligonucleotide conjugates is, in principle, described in the literature (J. Goodchild, Bioconjugate Chem. 1 (1990) 165; S. Beaucage and R. Iyer, Tetrahedron 49 (1993) 1925; S.
- 20 Agrawal Methods in Molecular Biology Vol. 26 "Protocols for oligonucleotide conjugates" (1994) Humana Press).

However, when synthesizing the oligonucleotide conjugates according to formula I, attention has to be paid to the fact that they may decompose in

25 alkaline medium. It is therefore not possible, for example, to synthesize FDA-labeled oligonucleotides in an oligonucleotide synthesizer using the customary methods, since the ester groups of the FDA group would hydrolyze during the treatment with ammonia required for cleaving the oligonucleotide from the support and for cleaving the amino protective groups of the heterocyclic bases. Thus, the oligonucleotide is initially prepared as a precursor in deprotected form and fused with the group of formula I in the last step (Figure 5). The oligonucleotide precursor has a reactive or activatable function, which is subsequently derivatized by methods known to the person skilled in the art with a reagent which

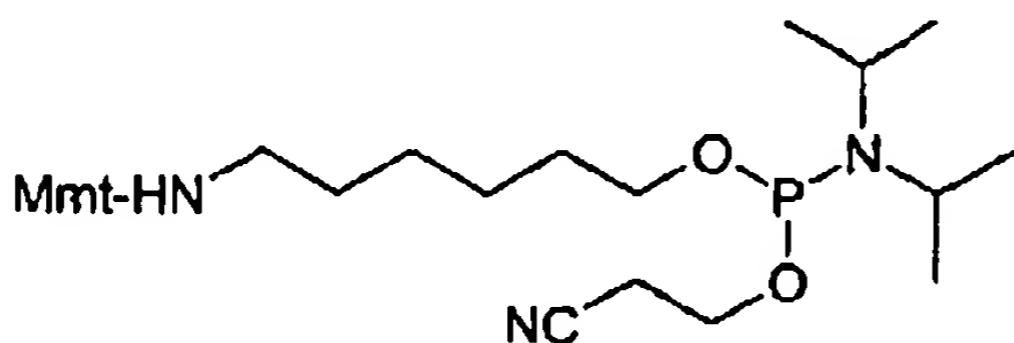
30 contains the group of the formula I according to the invention. Suitable reactive or activatable functions are, for example, amino, mercapto, chloroacetyl, iso(thio)cyanate and carboxylic acid functions. It is particularly easy to introduce so-called amino linkers with the aid of commercially available reagents into oligonucleotides. The amino-linker oligonucleotides

35

are then reacted, for example, with reactive reagents which contain a group of the formula I. Such reactive reagents are, for example, the corresponding isothiocyanates. The group of the formula I is in this case attached via a thiourea function (Enclosure 4). Other reactive reagents are,

5 for example, the carbonyl chlorides. Mild reactive reagents are, for example, the N-hydroxysuccinimides of the corresponding carboxylic acids. Activatable reagents are, for example, the corresponding carboxylic acids which can be coupled with peptide coupling reagents such as HBTU, TBTU or TOTU. In this case, the group of the formula I is attached via an amide function function. In principle, the groups of the formula I according to the invention can be introduced into any positions of the oligonucleotide. Preference is given to the positions shown in Figure 3.

15 The modified oligonucleotides were synthesized by constructing the oligonucleotide chain by standard methods, such as the solid-phase synthesis by the phosphoramidite method, and derivatization of the 5'-end with commercially available 5'-amino-modifier C6 (for example from Eurogentec, Seraing, Belgium).

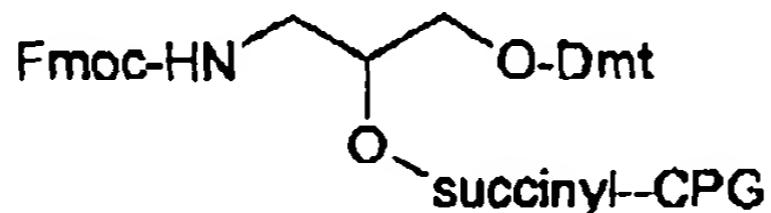


20 5'-Amino-modifier C6 (Mmt = 4-Monomethoxytrityl)

After cleavage of the oligonucleotide derivative from the support and deprotection of all base-labile protective groups by treatment with ammonia, the monomethoxytrityl group is removed by treatment with 80% acetic acid at ambient temperature. This gives a 5'-aminohexyl-phosphate-modified oligonucleotide. The amino function of this oligonucleotide derivative is then reacted with FDA-Isothiocyanate in 0.2 M triethylammonium bicarbonate buffer (TBK buffer) pH 7 / DMF. After only two to three hours, the amino-linker oligonucleotide had been converted 25 completely into the desired FDA derivative (Figure 4). Reactions with fluorescein isothiocyanate are usually carried out at pH 8. However, at this pH, the diacetate of the FDA group is hydrolyzed.

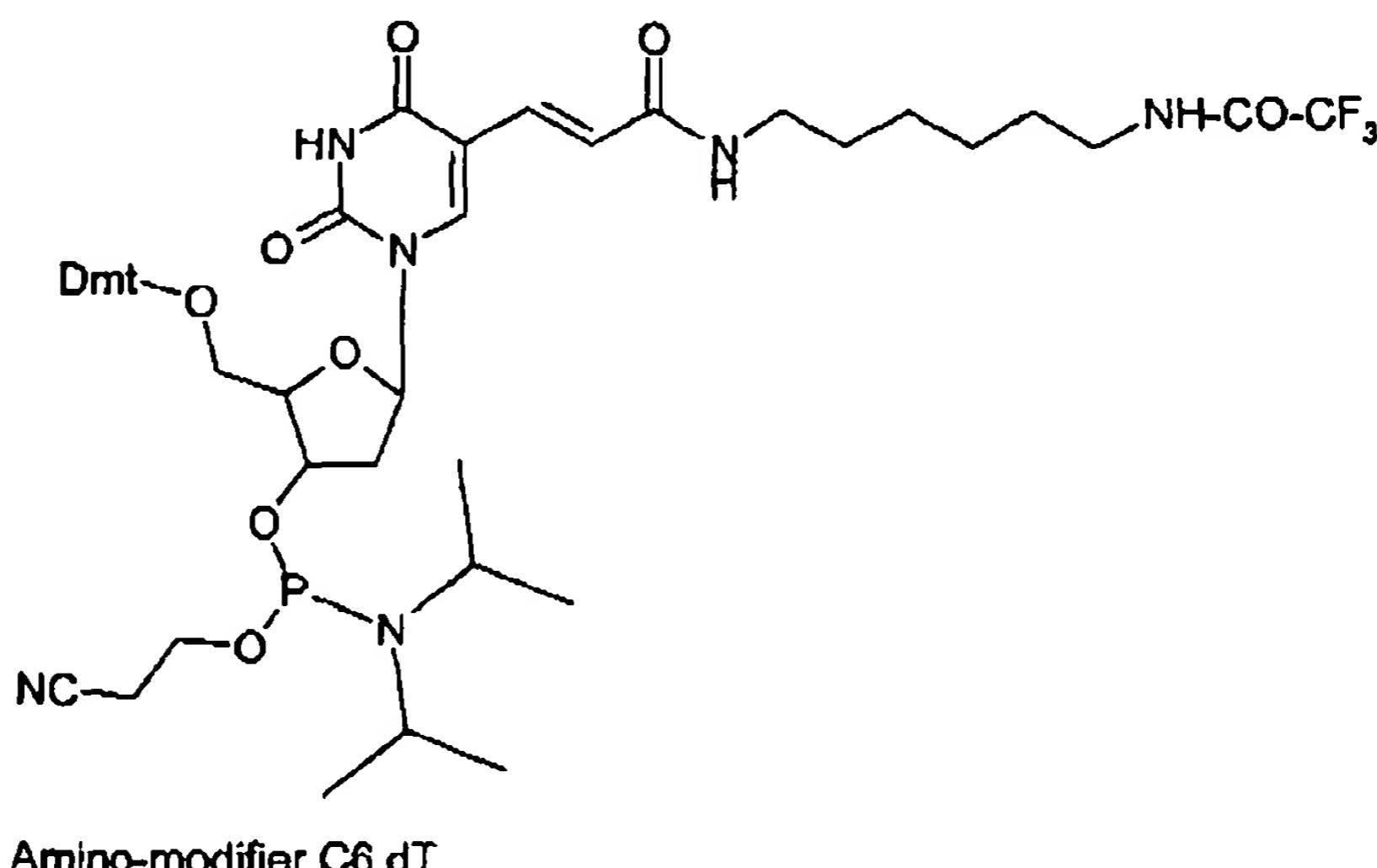
It is, of course, also possible to use other amino-linker reagents, such as, for example, the 5'-amino-modifier C3, 5'-amino-modifier C12, 5'-amino-modifier 5 or 5'-thiol-modifier C6 (all from Eurogentec).

- 5 By using 3'-amino-modifier solid phases, such as, for example, 3'-amino-modifier C3 CPG (from Eurogentec), it is possible to prepare oligonucleotide derivatives having a 3'-aminoalkyl group, which are subsequently reacted with FDA-isothiocyanate.. This gives an oligonucleotide derivative which contains the group of the formula I according to the invention attached at the 3'-end.
- 10



3'-Amino-modifier C3 CPG (Fmoc = fluorenylmethoxycarbonyl)

- To introduce the conjugate at the heterocyclic base of the nucleoside, it is
- 15 possible to use in the synthesis in place of a normal phosphoramidite building block a corresponding amino-modifier C6 dT (from Eurogentec) derived from thymidine. At the end of the oligonucleotide synthesis, the trifluoroacetyl protective group is removed by treatment with ammonia, and the free amino function is reacted in solution with FDA-isothioacyanate.
- 20



In a similar manner, it is possible to introduce the groups of the formula I according to the invention in any positions of the oligonucleotides. It can easily be seen that even a multiple introduction of identical or different groups is possible.

5

In processes for the preparation of conjugates in which the molecule to be transported is a peptide nucleic acid (PNAs), it is possible, for example, to react the primary amino function of the amino ethyl group with FDA-isothiocyanate.

10

In processes for preparing conjugates in which the molecule to be transported is a polypeptide, it is possible to use, for example, the amino terminus of the polypeptide or the amino functions of lysine side-chains for a reaction with FDA-isothiocyanate.

15

The present invention also provides the uses of the conjugates, in particular uses based on the above-described advantageous properties of the conjugates. A particular embodiment of the invention relates to the use of the conjugates for transporting a molecule across a biological membrane. The invention also relates to the use of aryl radicals, preferably

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of the formula I or II, for transporting a molecule to which this aryl radical is attached, for transporting this molecule across a biological membrane. The biological membrane is preferably a component of a cell, a vesicle or an organelle.

The present invention also provides methods for transporting a molecule

25

across a membrane, where

- a) a conjugate is prepared in which the molecule to be transported is attached to at least one aryl radical of the formula I or II, and
- b) the conjugate is incubated with the membrane.

30

In particular, methods for transporting a molecule into a cell, where

- a) a conjugate is prepared in which the molecule to be transported is attached to at least one aryl radical of the formula I or II, and
- b) the conjugate is incubated with the cell, whereupon

c) the conjugate is transported into the cell without the aryl radical being

35

cleaved off.

This relates in particular to methods in which the cell is a eukaryotic or prokaryotic cell, for example a bacterial cell, yeast cell or a mammalian cell,

preferably a human cell. In particular embodiments, the cell is a pathologically modified cell, for example a tumor cell.

The improved cellular uptake of the conjugates was not only observed in 5 cells of mammals, but has also been demonstrated for other eukaryotes and even prokaryotes.

The conjugates according to the invention were examined microscopically for uptake into living cells. Initially, the FDA-labeled oligonucleotides were 10 examined for the ability of CO_1 and CO_3 to enter cells. The corresponding fluorescein-labeled oligonucleotides CO_2 and CO_4 were used as compounds known from the prior art. All vital animal cell cultures studied took up the CO_1 and CO_3 (FDA-conjugates) within 5 to 10 minutes, whereas it was not possible to detect CO_2 and CO_4 15 (fluorescein conjugates) after this time in vital cells (Table 1).

Even though uptake into bacteria and yeast is considerably slower than in 20 in mammalian cells, some of the cells had taken up the oligonucleotides according to the invention after a period of two hours, whereas the normal fluorescein-labeled oligonucleotides were not taken up under these conditions. It is surprising that, in principle, all organisms which have hitherto been studied have taken up the oligonucleotides according to the 25 invention better than known oligonucleotide derivatives. These organisms include, inter alia, animal cells, flagellates, yeasts, fungi and bacteria (Table 3).

Furthermore, it has been found that cancer cells take up the oligonucleotides particularly well. The use of the oligonucleotides according to the invention is therefore particularly suitable for tumor therapy. The 30 FDA-labeled antisense oligonucleotide CO_1, which is directed against eg5, inhibited proliferation of A549 cells simply when it was added to the medium, whereas the corresponding unmodified antisense oligonucleotide ON 1 and the fluorescein-labeled oligonucleotide CO_2 inhibited proliferation of the cancer cells only after formulation with penetration 35 enhancers such as CellFectin.

The invention relates to the use of conjugates in which the molecule to be transported is an oligonucleotide for hybridization with single-strand and/or double-strand nucleic acids, for example DNA (e.g. genes, cDNA) and/or

RNA (e.g. pre-mRNA, mRNA). These conjugates can also bind sequence-specific to intracellular proteins, such as enzymes, for example polymerases or telomerases, or to transcription factors. The invention furthermore relates to the use of such conjugates for modulating and for
5 completely or partially inhibiting the expression of certain target genes, for example for the complete or partial inhibition of transcription and/or translation. The invention also relates to the use of such conjugates as antisense oligonucleotides, ribozymes, sense oligonucleotides, triple helix-forming oligonucleotides, chimeraplasts and/or decoy oligonucleotides. In
10 addition, these conjugates can be used as auxiliaries in molecular biology.

The invention furthermore relates to the use of the oligonucleotides as medicaments and/or diagnostic aids and the use of the oligonucleotides for preparing medicaments and/or diagnostic aids. In particular, the
15 oligonucleotides can be employed in medicaments for the prevention and/or treatment of diseases associated with the expression or overexpression of certain genes. Furthermore, the oligonucleotides can be used to diagnose such diseases, or to detect them early. Since the ability of the oligonucleotides according to the invention to enter cells is very good,
20 they can be used for in vivo diagnosis, for example for in situ hybridization in entire organs or the intact organism.

The invention also provides medicaments which comprise one or more conjugates according to the invention. The invention also provides a
25 diagnostic aid which comprises one or more conjugates according to the invention. The invention also provides a test kit which comprises one or more conjugates according to the invention.

The invention also relates to the use of the oligonucleotides for the
30 detection, separation and amplification of nucleic acids and analogs thereof. The conjugates are particularly suitable for detecting nucleic acids in cells, in particular in living cells. These cells can be of human or animal origin. The conjugates are also particularly suitable for the organisms listed in Table 3, in particular for the detection of pathogenic organisms. The
35 oligonucleotides according to the invention can be used in known technical variations of the amplification of nucleic acids, in particular in LMPCR (ligation-mediated polymerase chain reaction), in the "Invader Assay" (trademark, Third Wave Technologies, Inc., Wisconsin), in the TaqMan System (trademark) and in multiplex genotyping. Also advantageous is th

use of the oligonucleotides for amplifying nucleic acids with the aid of the light-cycler, which allows a determination of the amplification in real time. Detection by the principle of molecular "beacons" in which the fluorescent dye does not fluoresce when it is not bound, because it is quenched by a second group in the oligomer, is a further possibility of using the oligonucleotides according to the invention. It is possible, for example, to combine an FDA derivative (for example at the 5'-end of the oligonucleotide) with a Dabcyl radical (for example conjugated at the 3'-end) which quenches the fluorescence signal in the unbound state even after conversion of the FDA derivative into the fluorescein derivative. These FDA-modified beacons would emit a fluorescence signal only after uptake into the cell and hybridization with the target mRNA.

The invention also relates to the use of the oligonucleotides or of medicaments comprising these oligonucleotides for treating diseases caused by or associated with overexpression of defined genes. The medicaments of the present invention can be used, for example, for treating disorders caused by viruses, for example by CMV, HIV, HSV-1, HSV-2, influenza, VSV, hepatitis B or papilloma viruses. The medicaments of the present invention are also suitable, for example, for treating cancer. The medicaments of the present invention are furthermore suitable, for example, for treating disorders affected by integrins or cell-cell adhesion receptors, for example by VLA-4, VLA-2, ICAM, VCAM or ELAM. The medicaments of the present invention are also suitable, for example, for preventing restenosis, for the treatment of vitiligo and other depigmentation diseases or depigmentation disorders (for example of the skin, hairs, eyes), for example albinism and psoriasis, and of asthma.

The medicaments relate, for example, to pharmaceutical preparations which can be administered a) orally, for example in the form of tablets, sugar-coated tablets, hard or soft gelatin capsules, solutions, emulsions or suspensions, b) rectally, for example in the form of suppositories or c) parenterally, for example in the form of solutions for injection. For preparing the medicaments, the conjugates can be processed, for example, in therapeutically inert organic and/or inorganic carriers; suitable carriers for tablets, sugar-coated tablets and hard gelatin capsules are, for example, lactose, corn starch or derivatives thereof, tallow and steric acid or salts thereof. Suitable carriers for solutions are water, polyols, sucros , inverted sugar and glucos , for solutions for injection are water, alcohols, polyols, glycerol and vegetable oils, for suppositories are vegetabl and

hydrogenated oils, waxes, fats and semi-liquid polyols. The medicaments may furthermore comprise preservatives, solvents, stabilizers, wetting agents, emulsifiers, sweeteners, colorants, flavors, salts for altering the osmotic pressure, buffers, coating agents, antioxidants, and, if appropriate, other therapeutically active compounds. The medicaments are preferably applied topically or locally, such as, for example, with the aid of a catheter, or inhaled, or administered by injections or infusions. For injections, the conjugate is formulated in a liquid solution, preferably a physiologically acceptable buffer, such as, for example, Hank's solution or Ringer's solution. However, the conjugate can also be formulated in solid form and be dissolved or suspended prior to use. The dosages which are preferred for systematic administration are from approximately 0.01 mg/kg to approximately 50 mg/kg of body weight per day.

The conjugates and/or their physiologically acceptable salts can be administered as medicaments to animals, preferably mammals and in particular humans, on their own, in mixtures with one another or in the form of pharmaceutical preparations which permit topical, percutaneous, parenteral or enteral use and which comprise, as active component, an effective dose of at least one conjugate, in addition to customary pharmaceutically acceptable carriers and additives. The preparations usually comprise approximately 0.1 to 90% by weight of the therapeutically active compound. For the treatment of skin diseases, such as, for example, psoriasis or vitiligo, preference is given to topical use, for example in the form of ointments, lotions or tinctures, emulsions, suspensions. The medicaments are prepared in a manner known per se (for example Remingtons Pharmaceutical Sciences, Mack Publ. Co., Easton, PA.), using pharmaceutically inert inorganic and/or organic carriers. For the preparation of pills, tablets, sugar-coated tablets and hard gelatin capsules, it is possible to use, for example, lactose, corn starch and/or derivatives thereof, talc, stearic acid and/or salts thereof, etc. Suitable carriers for soft gelatin capsules and/or suppositories are, for example, fats, waxes, semi-solid and liquid polyols, natural and/or hydrogenated oils, etc. Suitable carriers for the preparation of solutions and/or syrups are, for example, water, sucrose, inverted sugar, glucose, polyols, etc. Suitable carriers for the preparation of injections for solutions are water, alcohols, glycerol, polyols, vegetable oils, etc. Suitable carriers for microcapsules, implants and/or rods are mixed polymers of glycolic acid and lactic acid. Furthermore suitable are liposome formulations known to the person skilled in the art (N. Weiner, Drug Develop Ind Pharm 15 (1989) 1523; "Liposome

Dermatics, Springer Verlag 1992), for example HVJ liposomes (Hayashi, Gene Therapy 3 (1996) 878).

In addition to the active compounds and carriers, a medicament may also
5 comprise additives, such as, for example, fillers, extenders, disintegrants,
binding agents, lubricants, wetting agents, stabilizers, emulsifiers,
preservatives, sweeteners, colorants, flavorings or aromatizers, thickening
agents, diluents, buffer substances, furthermore solvents and/or
10 solubilizers and/or agents for achieving a depot effect, and salts for
changing the osmotic pressure, coating agents and/or antioxidants. They
may also comprise two or more different oligonucleotides and/or their
physiologically acceptable salts and furthermore, in addition to at least one
oligonucleotide, one or more other therapeutically active substances. The
dose may vary within wide limits and has in each case to be adjusted to the
15 individual circumstances.

Figures

Figure 1: The figure shows examples of aryl radicals of the formula (I).

20 Figures 2a and 2b: The figures show examples of aryl radicals of the
formula (II).

Figure 3: Figure 3 shows different examples (A, B, C, D, E, F, G) of a
25 conjugation between a molecule to be transported (here an oligonucleotide)
and aryl radicals of the formula (I). "R" is a radical of the formula (I); "B" is a
in the heterocyclic base.

Figure 4: Figure 4 shows a possibility of preparing a conjugate according to
30 the invention (here consisting of FDA-isothiocyanate and oligonucleotide).

Figure 5: Figure 5 shows the uptake of the conjugate CO_5 into REH cells
from the medium over time, where in one case medium without serum (◆)
and in another case medium with serum (■) were used. The uptake into
35 the cell was determined with the aid of FACS.

Figure 6: Diagram of the determination of the uptake of CO_1 (FDA
conjugate; ◆) and CO_2 (FITC oligomer; ▲) into the cell by FACS

measurement. The initial concentration of extracellular oligonucleotide conjugate was 1 μ M; O and \square are controls.

5 Examples

Example 1: Oligonucleotide synthesis

Oligonucleotides were synthesized on an automatic DNA synthesizer
10 (Applied Biosystems Model 380B or 394) using the standard phosphoramidite chemistry and oxidation with iodine (F. Eckstein, Ed "Oligonucleotides and Analogues, A Practical Approach", IRL Press, Oxford, 1991). For the introduction of phosphorothioate bridges in mixed phosphorothioates and phosphodiester oligonucleotides, oxidation was
15 carried out using TETD (tetraethylthiuram disulfide) or Beaucage's reagent instead of iodine. After cleavage from the solid carrier (CPG or Tentagel) and removal of the protective groups with conc. NH₃ at 55°C over a period of 18 h, the oligonucleotides were initially purified by precipitation with butanol (Sawadogo, Van Dyke, Nucl. Acids Res. 19 (1991) 674). The
20 oligonucleotides were purified by preparative gel electrophoresis or FPLC. The sodium salt was then obtained by precipitation from a 0.5 M NaCl solution using 2.5 parts by volume of ethanol.

The oligonucleotides were analyzed by
25 a) analytic gel electrophoresis in 20% acrylamide, 8 M urea, 454 M Tris-borate buffer, pH 7.0 and/or
b) HPLC analysis: Waters GenPak FAX, gradient CH₃CN (400 ml), H₂O (1.6 l), NaH₂PO₄ (3.1 g), NaCl (11.7 g), pH 6.8 (0.1 M of NaCl) to CH₃CN (400 ml), H₂O (1.6 l), NaH₂PO₄ (3.1 g), NaCl (175.3 g), pH 6.8 (1.5 M of
30 NaCl) and/or
c) capillary gel electrophoresis Beckmann capillary eCAPTM, U100P gel column, length 65 cm, I.D. 100 mm, window 15 cm from one end, buffer 140 μ M Tris, 360 mM boric acid, 7 M urea and/or
d) electrospray mass spectroscopy

35

The analysis of the oligonucleotide showed that the latter was in each case present in a purity of greater than 90% and in most cases greater than 95%.

Example 2: Introduction of a 5'-amino-linker into an oligonucleotide

The oligonucleotide was synthesized as described in Example 1. After coupling of the last nucleotide, the dimethoxytrityl group at the 5'-end was cleaved off. The free hydroxyl group was reacted with the commercially available 5'-amino-modifier C6 (from Eurogentec, Seraing, Belgium) under tetrazole catalysis and oxidized with iodine water. The oligonucleotide was then cleaved off from the carrier by treatment with conc. ammonia at 50°C overnight, and all base-labile protective groups at the internucleoside groups and the amino functions of the heterocyclic bases were cleaved off. In the last step, the monomethoxytrityl protective group was cleaved off by treatment with 80% strength acetic acid at ambient temperature for 3 hours. The resulting oligonucleotide was analyzed as described in Example 1.

15 **Example 3: Conjugation of the amino-linker oligonucleotide with FDA isothiocyanate**

10 OD (260) of the 5'-amino-linker oligonucleotide from Example 2 were dissolved in 16 µl of 0.2 M triethylammonium bicarbonate (TBK) buffer and admixed with 125 µl of dimethylformamide (DMF). 1.5 mg of FDA isothiocyanate were added to this mixture, and the mixture was then shaken for 3 hours under exclusion of light. The result of the reaction was checked by HPLC. 2 µl of conc. acetic acid were then added, and the mixture was concentrated under reduced pressure. The product was then purified by precipitation with butanol. The correct mass weight was determined by ESI mass spectroscopy. To avoid hydrolysis of the aromatic ester, the samples were always kept at a pH below 7.

15 **Example 4: Synthesis of CO_1 (5'-F3-G*CGAC*GC*CAT*GAC*G*G-3' ;F3 = FDA)**

20 The oligonucleotide was synthesized as described in Example 1 starting from a CPG carrier which had 1 µmol of deoxyguanosine attached via the 3'-end. The positions marked with * were oxidized with Beaucage reagent to introduce a phosphorothioate bridge. Coupling with the 5'-amino-modified C6 was then carried out as described in Example 2. Deprotection with conc. ammonia and 80% acetic acid gave 96 OD (260) of the 5'-amino-linker-G*CGAC*GC*CAT*GAC*G*G-3'.

10 OD (260) of the 5'-amino-linker oligonucleotide were then reacted with FDA isothiocanate as described in Example 3. Precipitation with butanol gave 8.4 OD (260) of the desired FDA-labeled oligonucleotide. ESI-MS for the di-Na salt: 5395.93 (calculated for di-Na: 5395.09).

5

Example 5: Synthesis of CO_13 (5'-F3-TATTCCGTCAT-3')

The oligonucleotide was synthesized as described in Example 1 starting from a CPG carrier which had 1 μ mol of thymidine attached via the 3'-end.

- 10 All oxidations were carried out using iodine water. Coupling with the 5'-amino-modifier C6 was then carried out as described in Example 2. Deprotection with conc. ammonia and 80% acetic acid gave 72 OD (260) of the 5'-amino-linker-TATTCCGTCAT-3'. Purification over a preparative polyacrylamide gel gave 43 OD (260).
- 15 10 OD (260) of the 5'-amino-linker oligonucleotide were then reacted with FDA isothiocyanate as described in Example 3. Precipitation with butanol gave 9.1 OD (260) of the desired FDA-labeled oligonucleotide. ESI-MS: 3934.1 (calculated MW 3933.8).

20 Example 6: Synthesis of CO_21 (5'-F7-A*T*G A C*T G G A A*T*T*C)

The oligonucleotide was synthesized as described in Example 1 starting from a CPG carrier which had 1 μ mol of N6-benzoylcytidine attached via the 3'-end. All oxidations were carried out using iodine water. Coupling with 25 the 5'-amino-modifier C6 was then carried out as described in Example 2. Deprotection with conc. ammonia and 80% acetic acid gave 145 OD (260) of the 5'-amino-linker-A*T*G A C*T G G A A*T*T*C-3'.

- 30 10 OD (260) of the 5'-amino-linker oligonucleotide were dissolved in 16 μ l of 0.2 M TBK buffer and 95 μ l of DMF, and the mixture was reacted with 30 μ l of the activated ester of p-acetoxybenzoic acid, which had been prepared beforehand. The activated ester was prepared by mixing 50 μ l of 0.2 M p-acetoxybenzoic acid with 50 μ l of 0.3 M TBTU, in each case in DMF, followed by a one-hour reaction at ambient temperature. After a 4-hour reaction of the amino-linker-oligonucleotide with the activated ester,
- 35 2 μ l of semi-concentrated acetic acid are added, and the mixture is concentrated under reduced pressure. Excess reagent was removed by precipitation with butanol. This gave 10.7 OD (260) of the desired oligonucleotide conjugate. ESI-MS: 4109.2 (calculated MW 4108.2).

Example 7: Examination of the cellular uptake of the oligonucleotide conjugates:

To examine the cellular uptake, 1 ml of cell suspension was admixed in a

5 Bachofer chamber in culture medium (or after rinsing in PBS in the case of media with inherent fluorescence) under microscopic control with 1 ml of a 1 μ molar solution of the oligonucleotide conjugate, mixing being carried out using the pipette, and by shaking the chamber. Microscopy was carried out with the aid of the Zeiss Axiovert 135 TV apparatus (100 x Plan-Neofluar)

10 in the phase-contrast mode. The fluorescence filters used were 09 (450-490/FT 510/ LP 520) / HBO 59W filters. The reference used was a 2.4 μ M solution of FDA (Aldrich Chem. Co., FW.416.39) in acetone/PBS buffer (1:1000; v:v). In the case of FDA conjugates, the inherent fluorescence of the fluorescein ligand formed by ester cleavage can be monitored after

15 uptake. In the case of nonfluorescent ligands such as acetoxyxanthene carboxylic acid, a suitable fluorescence label (FITC, rhodamine, cyanine dye Dy3 or Dy5) was additionally attached to the oligonucleotide. A double-label as in CO_9 served to demonstrate that FDA was not cleaved off from the oligonucleotide. The individual samples were

20 evaluated 2 to 120 minutes after addition of the oligonucleotide conjugate. In the case of Reh cells, fluorescence was clearly evident after 5 to 10 min. In the case of K562 and adherent cells and also insect cells, there was a certain increase right up to 60 min after addition. In the case of free-living protozoa, the uptake took up to 1 h. In the case of yeasts, uptake occurred

25 only after a prolonged period of time and was not homogeneous in all cells. The uptake of FDA oligonucleotide conjugates into fungal spores was better than into hyphen cells. The results are summarized in Tables 1 to 3.

Example 8: Examination of the antiproliferative action of the oligonucleotide conjugates.

The REH cells (human pre-B cell leukemia, DSM ACC 22) or A549 tumor cells were cultured in OptiMEM with 10% fetal calf serum (FCS; GIBCO-BRL) at 37°C under 5% CO₂. On the day prior to the experiment, the cells

35 were subcultured such that a cell concentration of approximately 1×10^6 /ml was achieved after 24 h. The oligonucleotides or their conjugates were dissolved in distilled water to give 1 mM stock solutions and stored in a fridge at -20°C. The cells were sown into 24-well plates (1×10^6 c lls/ml in OptiMEM with 10% FCS). For the examination, the oligonucleotide

- derivatives were diluted to 2 μM (in OptiMEM without FCS). Per well, 100 μl of oligonucleotid solution and 100 μl of cell suspension were mixed (total volume 200 $\mu\text{l}/\text{well}$; oligo concentration 1 μM , serum concentration 5% FCS, cell concentration 0.5×10^6 cells/ml). After 4 h of incubation at 37°C and 5% CO₂, 800 μl of OptiMEM with 11% FCS were added per well (cell concentration now 1×10^5 cells/ml, serum concentration now 10% FCS), and the incubation was continued. After 96 h at 37°C and 5% CO₂, the cell concentration was measured using a Casy 1 (from Schärfe). To this end, the cells in each well were mixed by being sucked into a 1000- μl pipette and blown out again, in each case 10 times, and diluted immediately 1:100 (in the case of stronger cell growth 1:200) with Casyton. The mean value of the cell density was determined in each case from 3 identical samples of a batch.
- 15 Four concentrations of the oligonucleotide FDA conjugate CO_1 from Example 4 were examined for antiproliferative activity in A549 tumor cells. The conjugate inhibited the proliferation without addition of a penetration enhancer. The corresponding oligonucleotide without F3 conjugate (ON1) inhibits proliferation only after complex formation with a penetration enhancer (CellFectin, from Gibco-BRL). The results are shown in Table 4.
- 20

Mammalian cells: name of the cell line	Fluorescence after 5 min		Fluorescence after 20 min		Fluorescence after 60 min		Fluorescence after 120 min	
	A	B	A	B	A	B	A	B
Reh	+	-	+	-	++	-	++	*
K562			(+)		+		+	
Lu 18					(+)		+	
KB3-1					+		+	
Ptk 2					(+)		+	

Table 1: Examination by fluorescence microscopy of the uptake of FDA-labeled oligonucleotides (conjugate oligonucleotide-FDA) into mammalian cells.

A: Incubation with FDA-labeled oligonucleotides CO_1 and CO_3
B: Incubation with fluorescein-labeled oligonucleotides CO_2 and CO_4

(+) weak uptake

30 + moderate uptake

- ++ very strong uptake
- no uptake
- * uptake only into damaged cells

Insect cells	Fluorescence after 20 min		after 60 min		after 120 min	
	A	B	A	B	A	B
SF9 cells	+	-	++	-	++	-

5

Table 2: Examination by fluorescence microscopy of the uptake of FDA-labeled oligonucleotides into insect cells (for the legend, see Table 1).

Organism	Fluorescence after 20 min		Fluorescence after 60 min		Fluorescence after 120 min	
	A	B	A	B	A	B
<i>Bac. subtilis</i> (6633) #	-	-	-	-	+	-
<i>L. bulgaricus</i> #	-	-	+	-	+	-
<i>E. coli</i> (K12) #	-	-	+	-	+	-
<i>Yarrowia lipolytica</i> # (wild form H 222)	-	-	-	-	+	-
<i>Saccharomyces</i> # <i>cerevisiae</i>	-	-	-	-	+	-
<i>Fusarium culmorum</i> spores (JP15, fungus)	(+)	-	+	-	+	-
<i>Reticulomyxa filosa</i> cysts (freshwater ameba)	-	-	++ in particular nuclei	-	++	-
<i>Haematococcus</i> <i>pluvialis</i> (green algae, flagellate)	-	-	+	-	+	-
<i>Chlorogonium</i> sp. (green algae, flagellate)	-	-	+	-	+	-
<i>Dunaliella salina</i> (sea diatome)	-	-	+	-	+	-

Table 3: Examination by fluorescence microscopy of the uptake of FDA-labeled oligonucleotides into various organisms.

- 5 A: Incubation with FDA-labeled oligonucleotides CO_1 and CO_3
 B: Incubation with fluorescein-labeled oligonucleotides CO_2 and CO_4
 (for the legend for the evaluation, see Table 1)
 # was only taken up into some of the cells of these rapidly dividing organisms

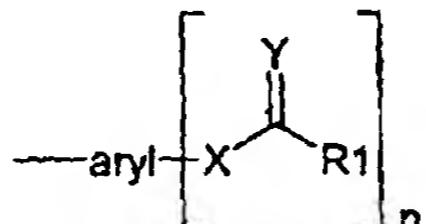
Substance	Cell density	% inhibition
none	5.96	-
FDA	6.05	- 1.5
100 nM CO_1	5.65	5.2
200 nM CO_1	5.3	11.1
500 nM CO_1	5.03	15.6
1000 nM CO_1	4.16	30.2

Table 4: Results from Example 8.

Claims:

1. A conjugate, which comprises a molecule to be transported and at least one aryl radical of the formula I.

5



(I)

where

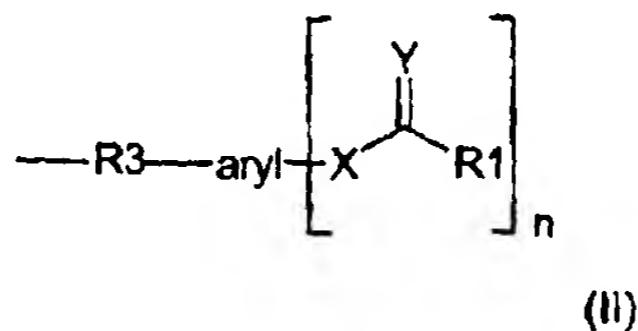
- 10 aryl is a group which contains at least one ring having aromatic character;
- X is O or N;
- Y is O, S or NH-R²;
- 15 R¹ is a substituted or unsubstituted C₁-C₂₃ alkyl radical which may be straight-chain or branched and may contain double and/or triple bonds;
- R² is a substituted or unsubstituted C₁-C₁₈ alkyl radical which may be straight-chain or branched and may contain double and/or triple bonds; and
- 20 n is an integer greater than or equal to 1,

where the aryl radical is attached to the molecule to be transported either directly via a chemical bond or indirectly via a chemical group, where the chemical group is not a CH₂-S group if the attachment is through an internucleotide phosphodiester bond of the molecule to be transported.

- 25
2. A conjugate as claimed in [lacuna] 1, wherein the molecule to be transported is a macromolecule having a molecular weight > 500 Dalton.
- 30 3. A conjugate as claimed in one or more of claims 1 and 2, wherein the molecule to be transported is a polynucleotide, a polypeptide or a polysaccharide.
- 35 4. A conjugate as claimed in one or more of claims 1 to 3, wherein the molecule to be transported is an oligonucleotide.

5. A conjugate as claimed in claim 4, wherein the oligonucleotide is modified.
- 5 6. A conjugate as claimed in claim 1, wherein the molecule to be transported is a low-molecular-weight compound having a molecular weight < 500 Dalton.
- 10 7. A conjugate as claimed in claim 6, wherein the low-molecular-weight compound is a mononucleotide.
8. A conjugate as claimed in one or more of claims 1 to 7, wherein the chemical group together with the aryl radical has the formula II

15

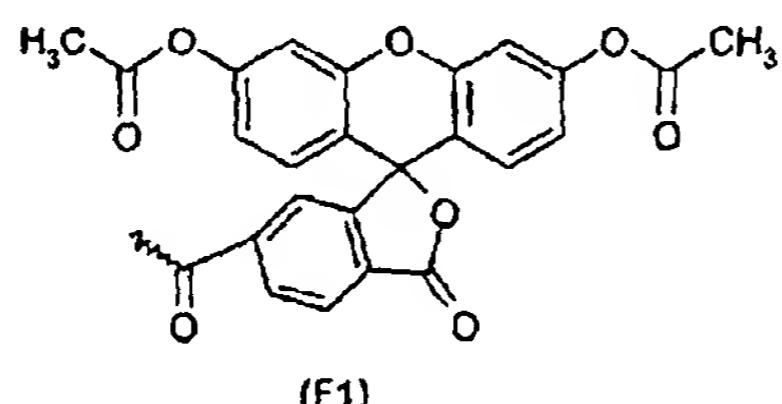


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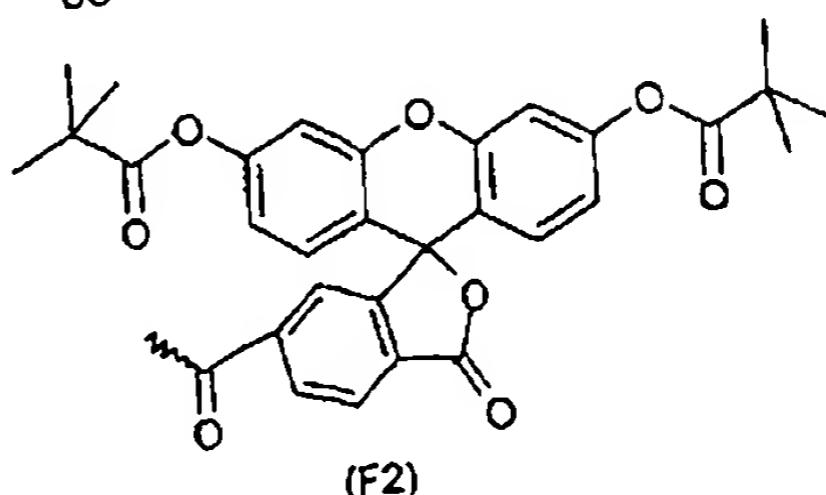
where aryl, X, Y and R¹ are as defined above and R³ is the chemical group, where R³ is preferably a -C(=O) group or an -NH-C(=S) group.

25

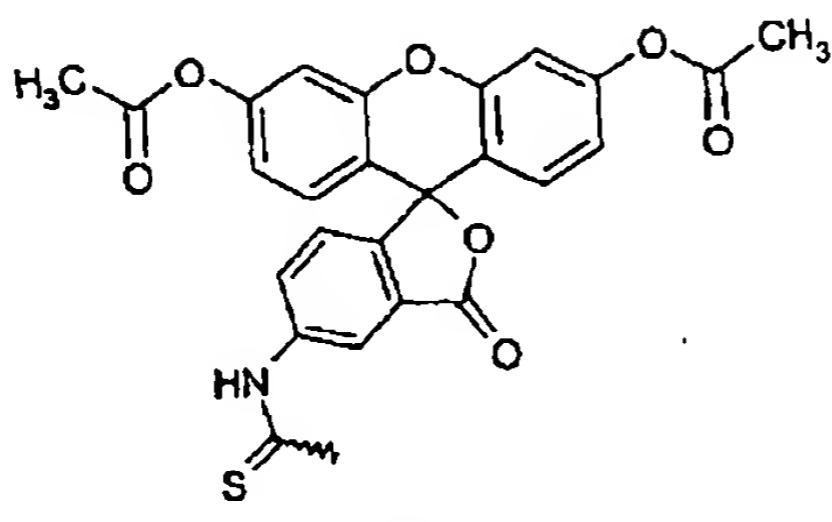


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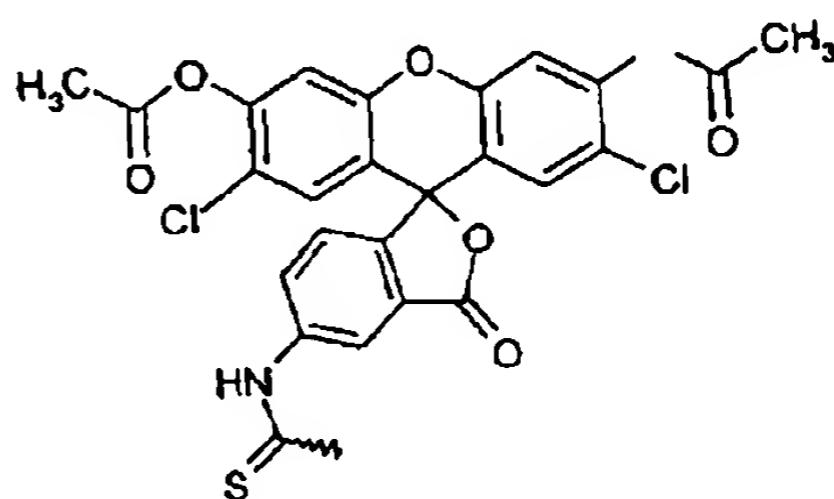
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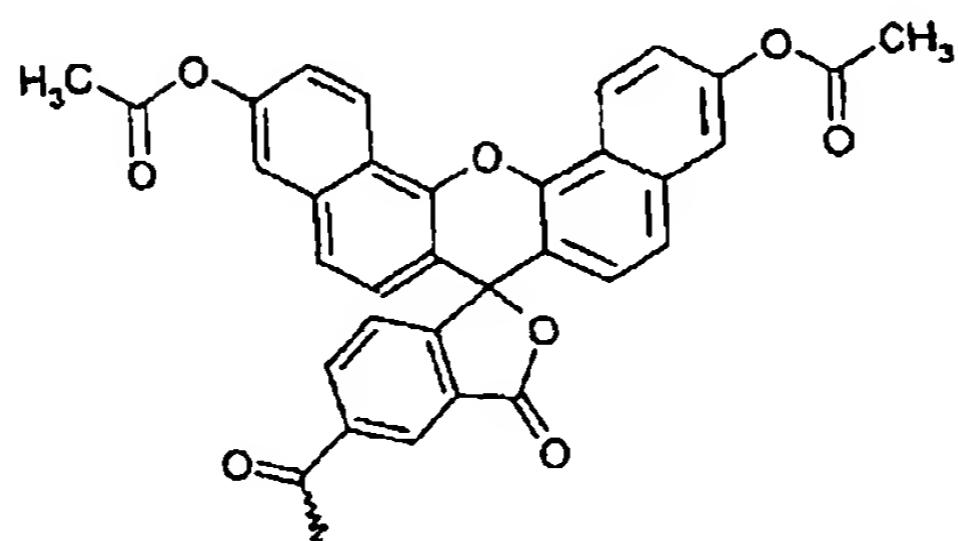
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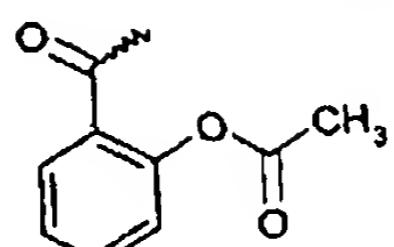
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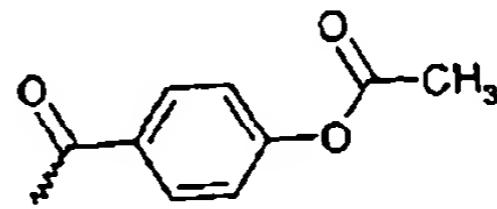


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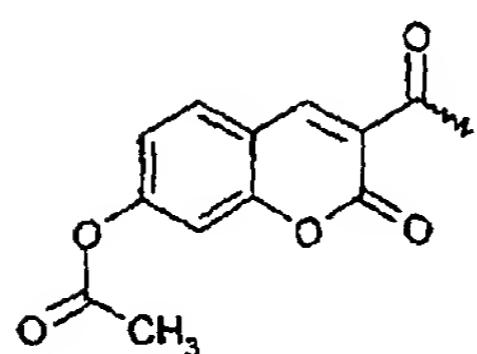
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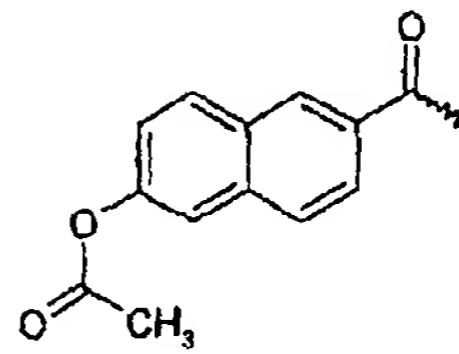


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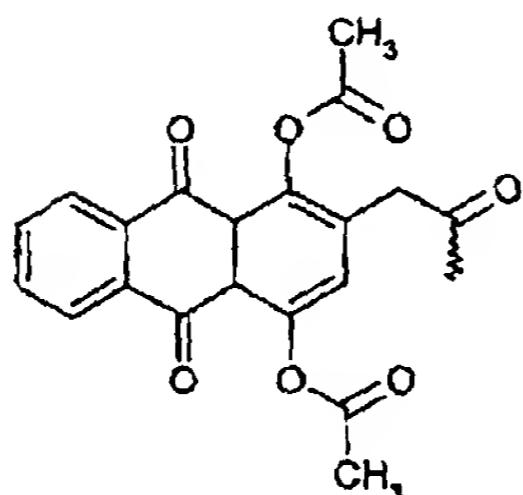
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(F8)



(F9)



(F11)

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10. A conjugate which comprises

- a) a polynucleotide, oligonucleotide or mononucleotide and
- b) one or more aryl radicals of the formula I,

where the aryl radical(s) is/are attached either directly via a chemical bond

10 or indirectly via a chemical group to the

5' end and/or

3' end and/or

one or more nucleobases and/or

one or more sugar radicals and/or

15 one or more internucleoside bonds,

where the chemical group is not a CH₂-S group if the attachment is via an internucleotide phosphodiester bond.

11. A process for preparing a conjugate comprising a molecule to be transported and at least one aryl radical, wherein

- 20
- a) a molecule to be transported which has a reactive function at the position to which the aryl radical is to be attached is prepared; and
 - b) an aryl radical is prepared and

c) the molecule to be transported is reacted with the aryl radical to give the conjugate.

12. The process as claimed in claim 11, wherein the reactive function is
5 an amino group, mercapto group, chloroacetyl group, isocyanate group,
isothiocyanate group, carboxylic acid group, N-hydroxysuccinimide group
or a carbonyl chloride group.

13. The process as claimed in one or more of claims 11 and 12, wherein
10 the reaction of the molecule to be transported with the aryl radical is carried
out at a pH ≤ 7.5.

14. The process as claimed in one or more of claims 11 to 13, wherein
15 the reaction of the molecule to be transported with the aryl radical is carried
out at a pH of 7.0.

15. The process as claimed in one or more of claims 11 to 14, wherein
the molecule to be transported is a polynucleotide, oligonucleotide or
mononucleotide.

20 16. The use of an aryl radical of the formula I or II which is attached to a
molecule to be transported for the transport of this molecule across a
biological membrane.

25 17. A method for transporting a molecule across a membrane, which
comprises
a) preparing a conjugate in which the molecule to be transported is
attached to at least one aryl radical of the formula I or II, and
b) incubating the conjugate with the membrane.

30 18. A method for transporting a molecule into a cell, which comprises
a) preparing a conjugate in which the molecule to be transported is
attached to at least one aryl radical of the formula I or II, and
b) incubating the conjugate with the cell, whereupon
35 c) the conjugate is transported into the cell without the aryl radical being
cleaved off.

19. The method as claimed in claim 18, wherein the cell is a eukaryotic
or a prokaryotic cell.

20. The method as claimed in one or more of claims 18 and 19, wherein the cell is a bacterial cell, yeast cell or a mammalian cell.
- 5 21. The method as claimed in one or more of claims 18 to 20, wherein the cell is a human cell.
22. The process as claimed in one or more of claims 18 to 21, wherein the cell is a tumour cell.
- 10 23. A process for preparing a medicament, which comprises
 - a) preparing a pharmaceutically active compound or a derivative thereof, where said pharmaceutical active compound or said derivative contains at least one reactive function at a position to which an aryl radical is to be attached,
 - b) preparing an aryl radical of the formula I or II,
 - c) reacting the pharmaceutically active compound or its derivative with this aryl radical to give the conjugate and admixing the conjugate,
 - d) if appropriate, with further additives and/or excipients.
- 15 24. A medicament, comprising a conjugate as claimed in one or more of claims 1 to 10.
- 20 25. A diagnostic aid, comprising a conjugate as claimed in one or more of claims 1 to 10.
- 25 26. A test kit, comprising a conjugate as claimed in one or more of claims 1 to 10.

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40

Abstract:

The present invention provides conjugates, processes for their preparation and the use of these conjugates for transporting low-molecular-weight compounds and macromolecules across biological membranes, in particular for transporting molecules into cells. The present invention also provides medicaments and diagnostic aids and test kits in which these conjugates are present or used.

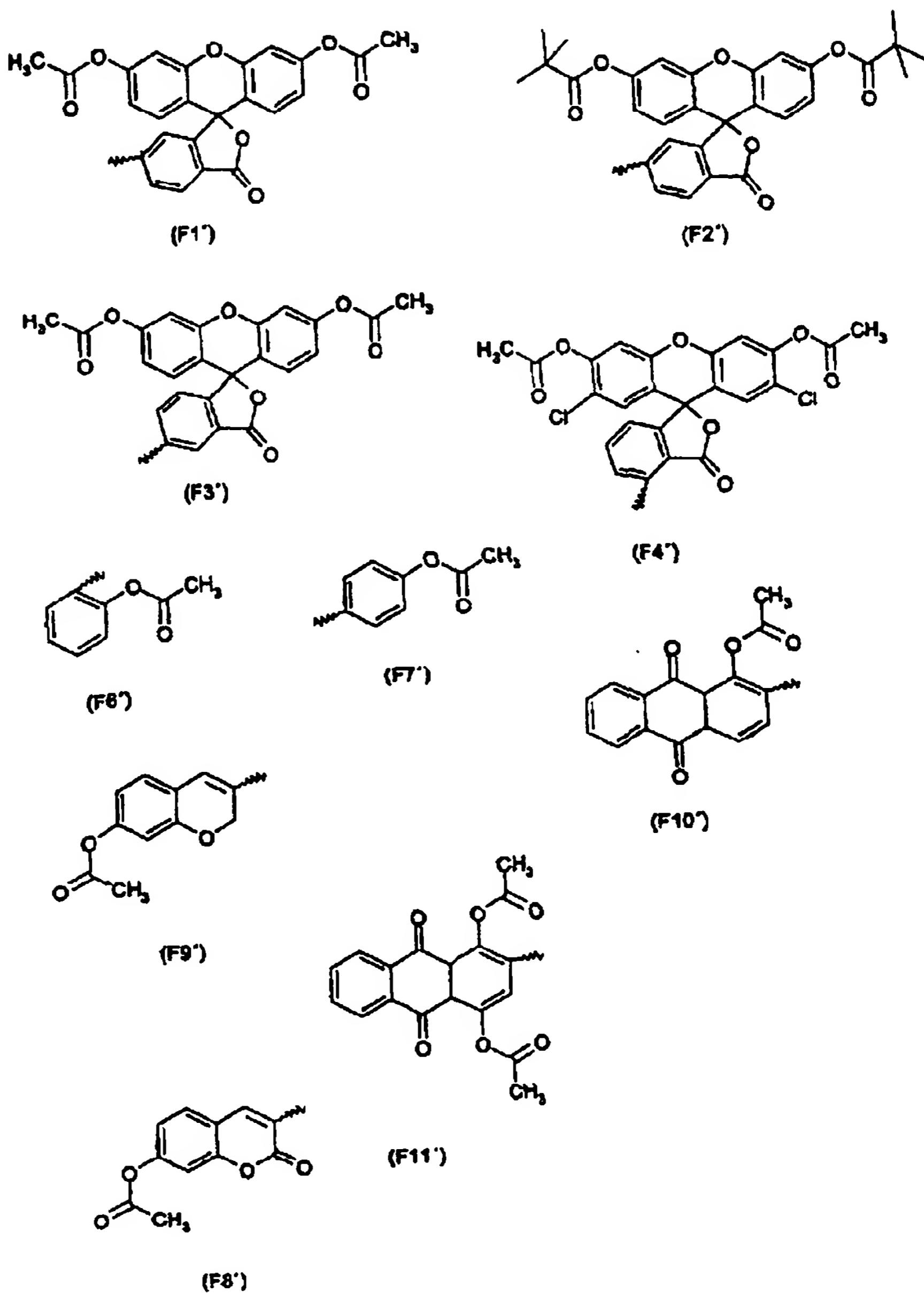
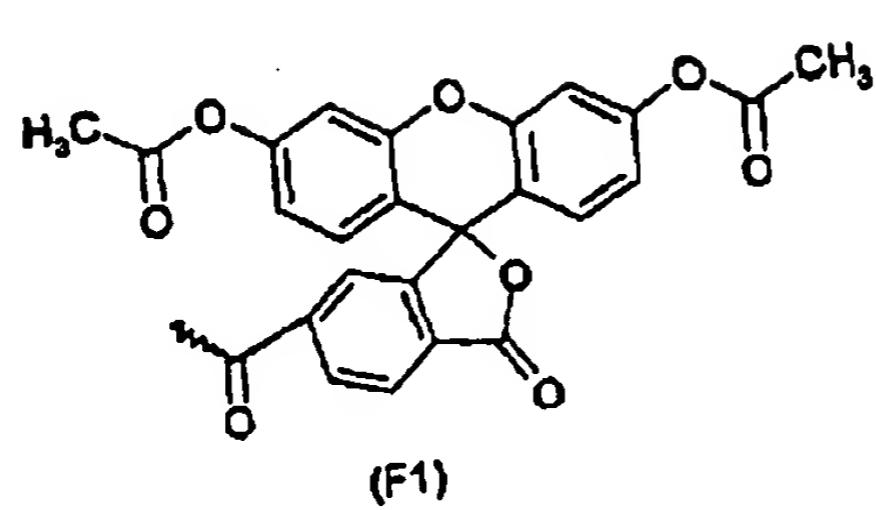
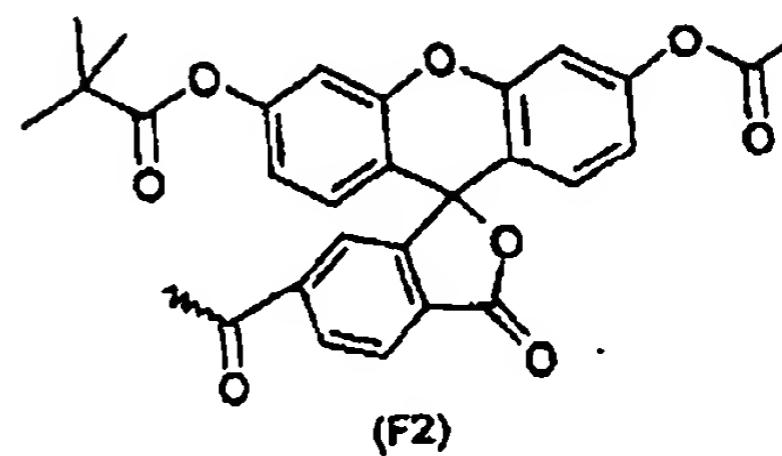
Figure 1

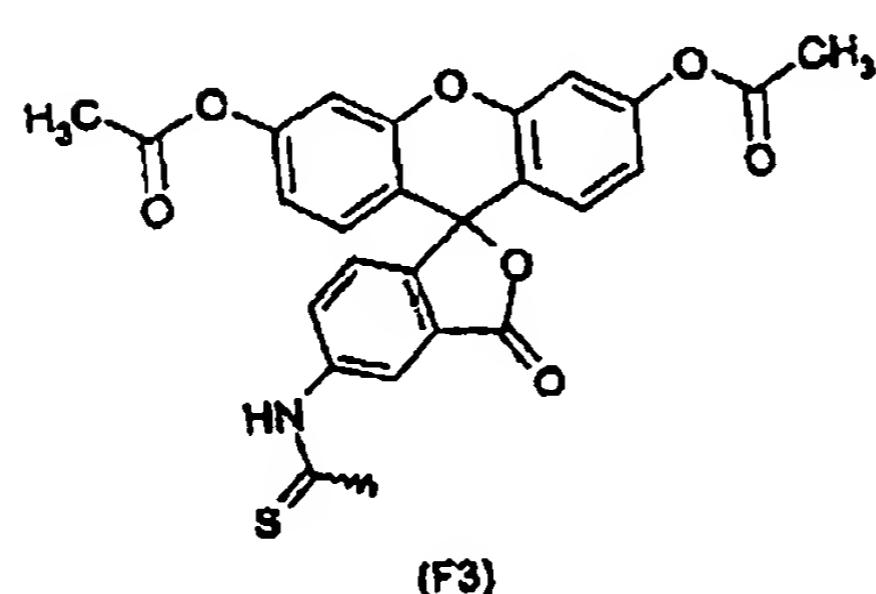
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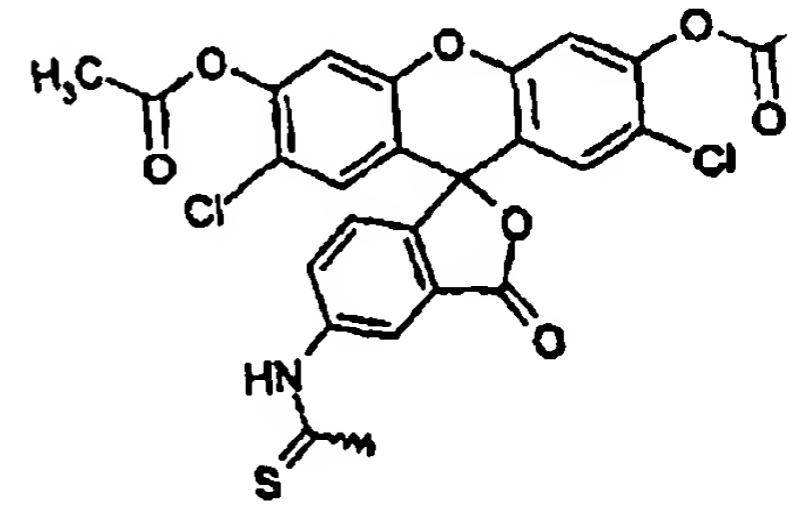
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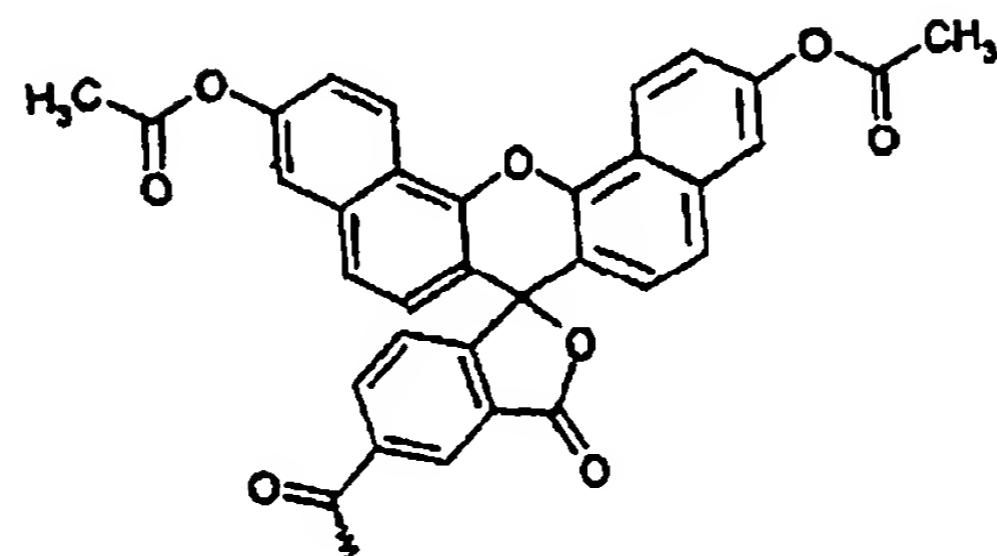
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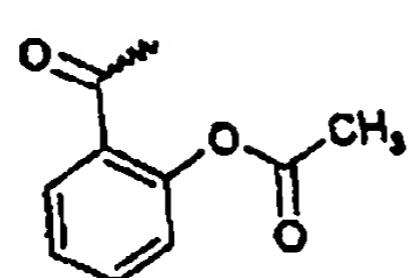


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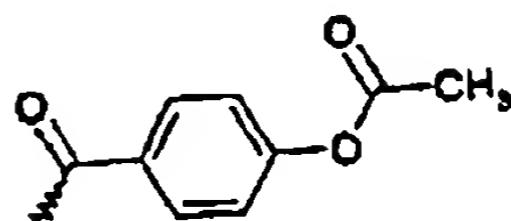


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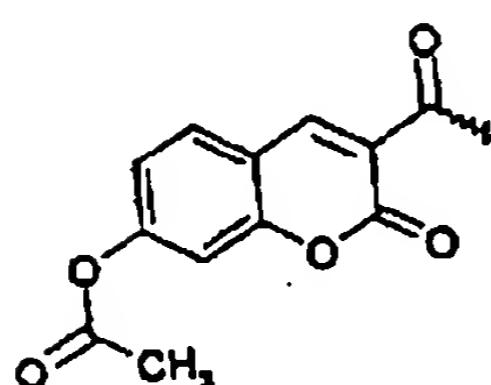
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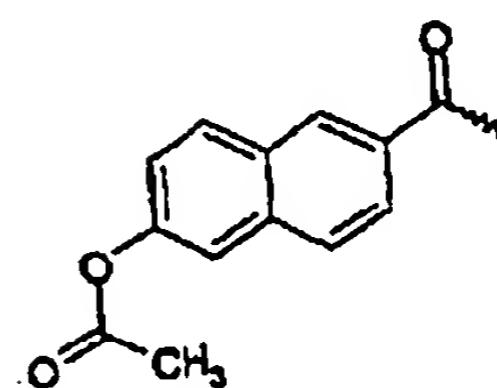
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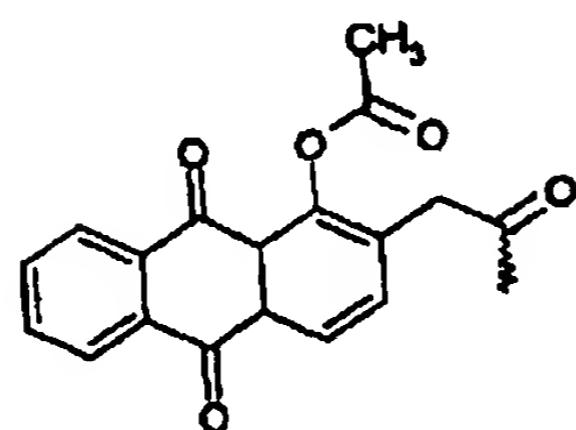
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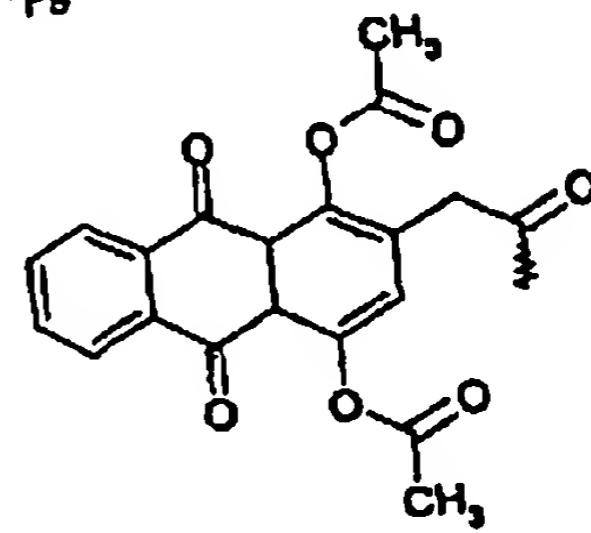
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(F11)

Figure 2:

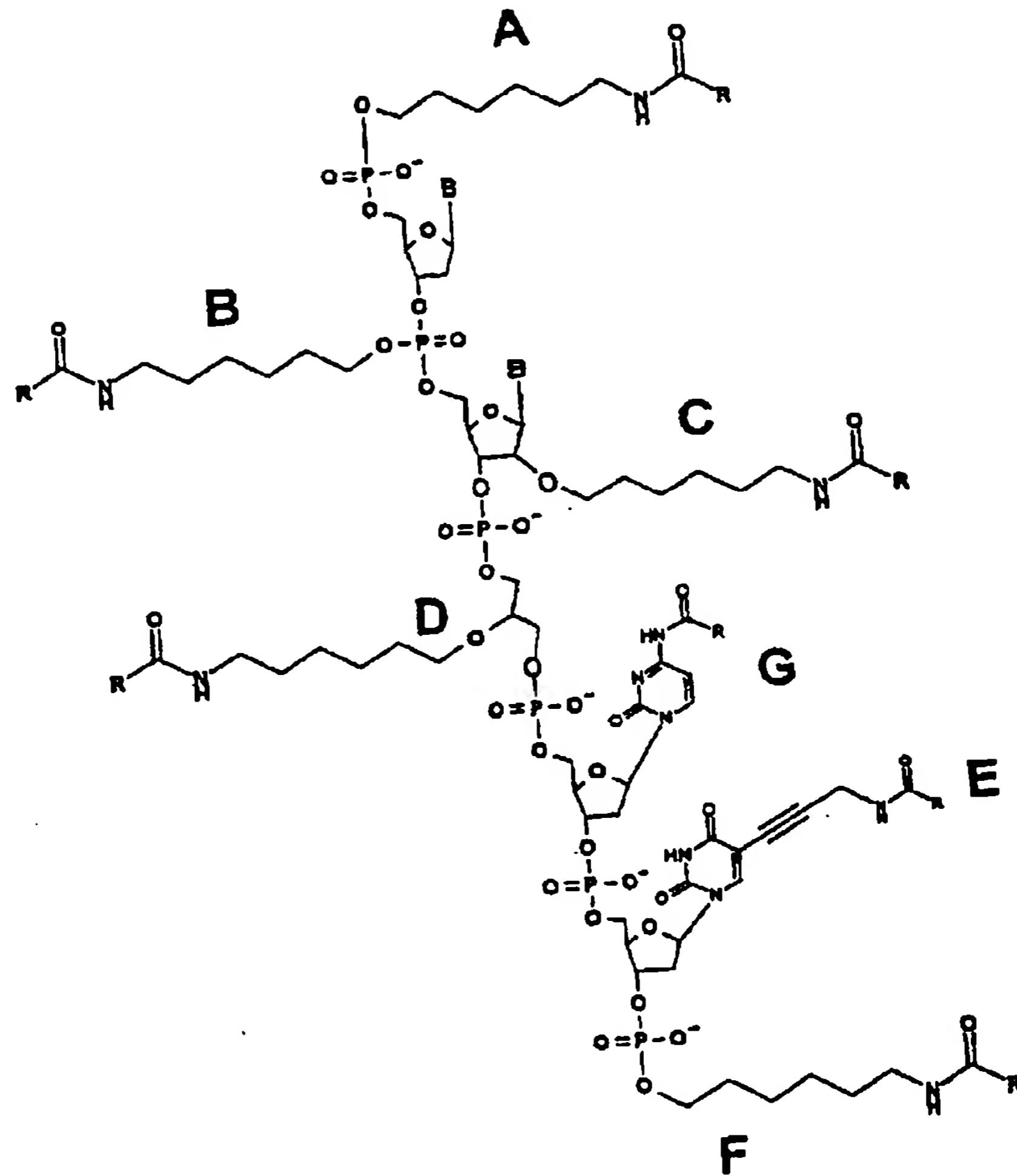


Figure 4:

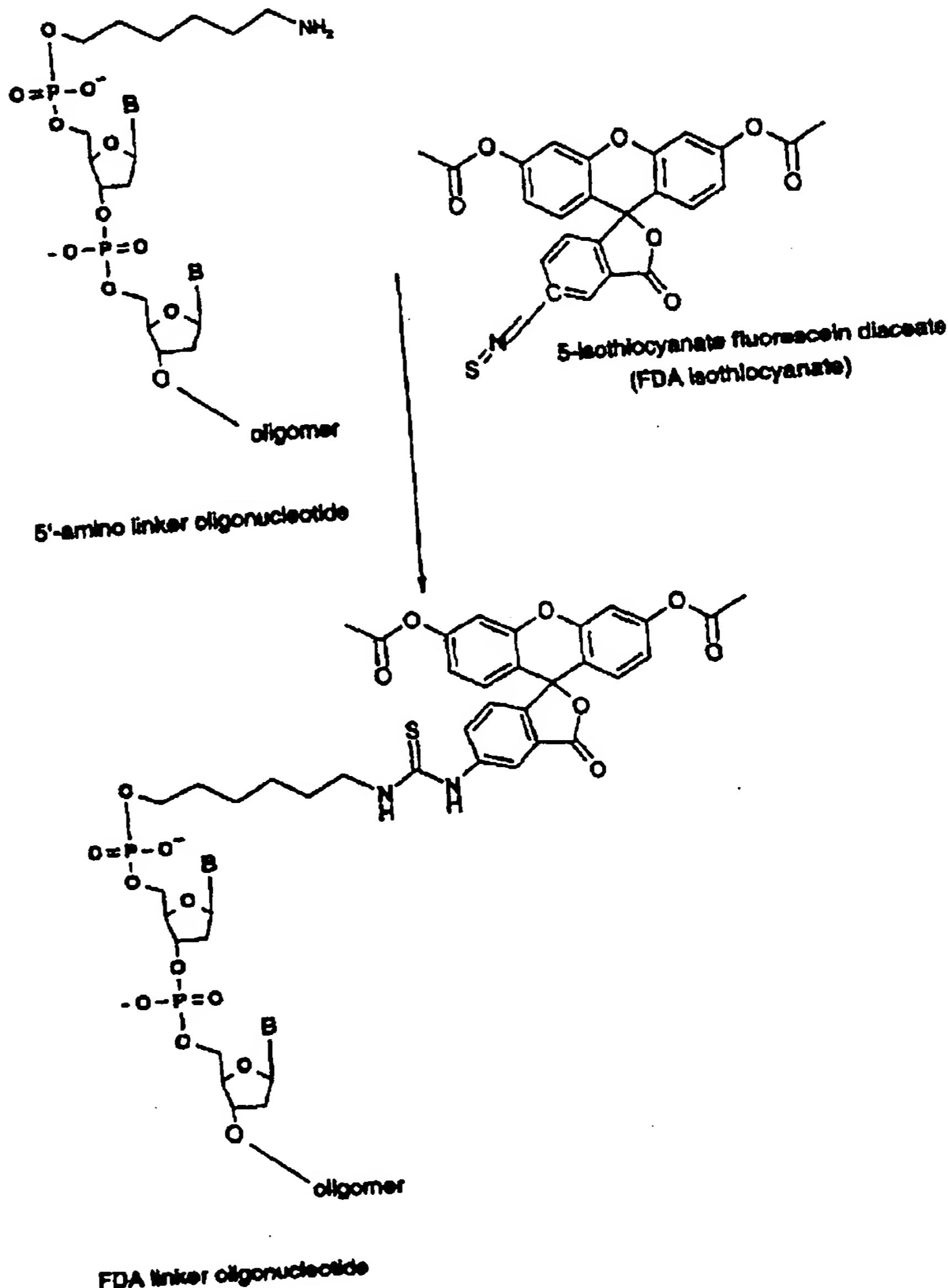
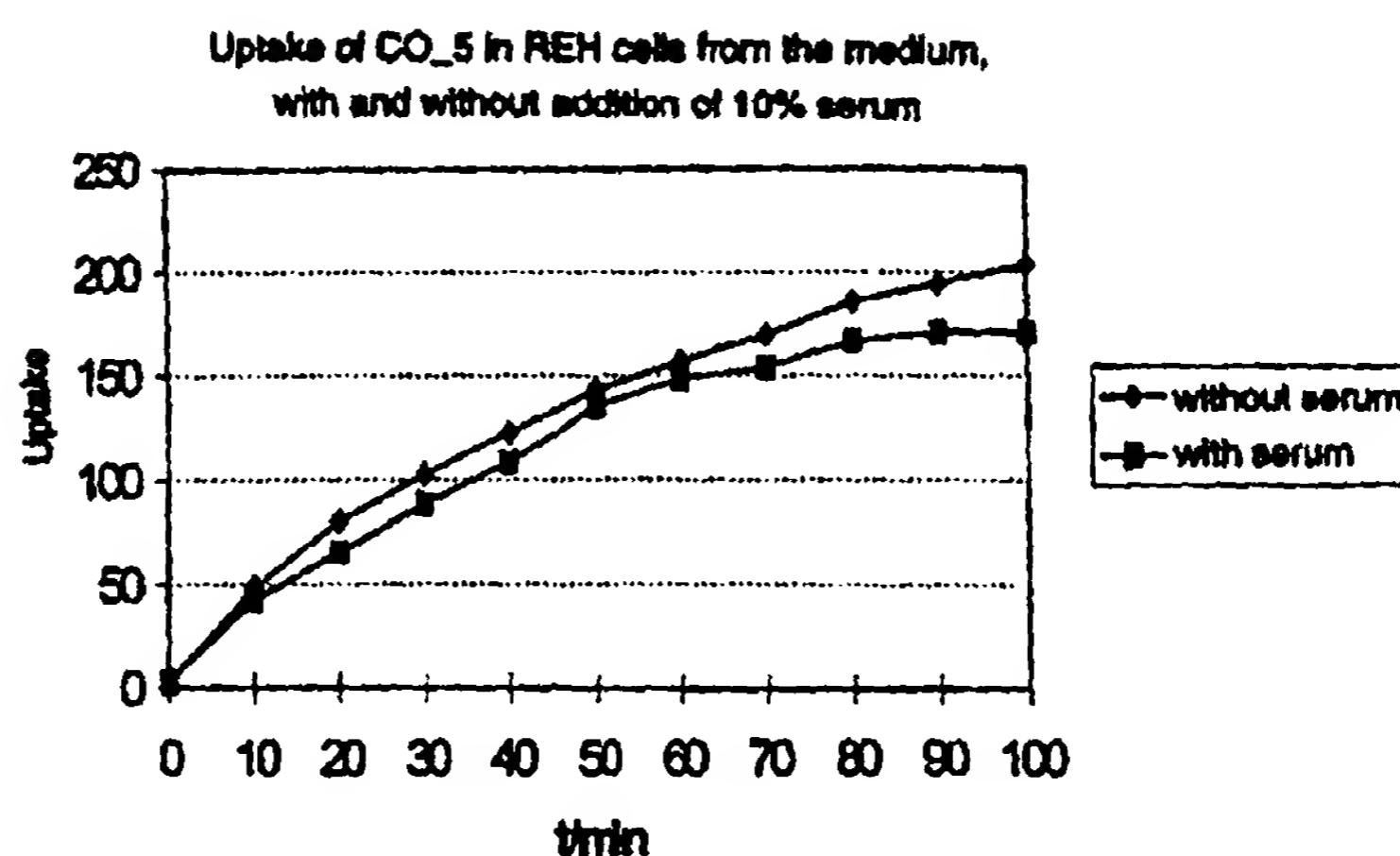


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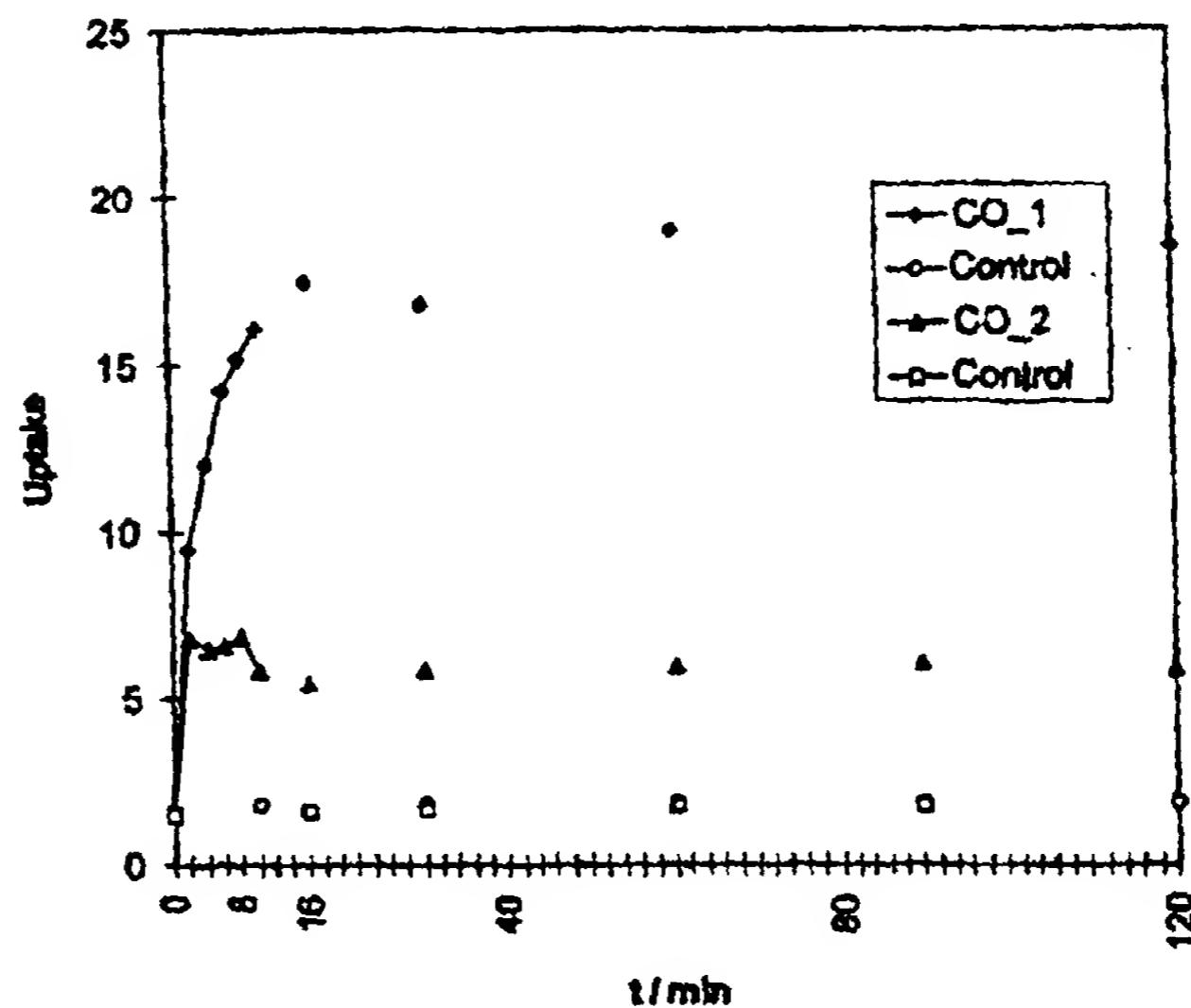


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Figure 8:

Uptake of CO₁ and CO₂ in REH cells



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EXHIBIT E

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Patent Assignment Abstract of Title

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Total Assignments: 2

Patent #: 6013639 Issue Dt: 01/11/2000 Application #: 08594452 Filing Dt: 01/31/1996

Inventors: ANUSCHIRWAN PEYMAN, EUGEN UHLMANN

Title: G CAP-STABILIZED OLIGONUCLEOTIDES

Assignment: 1

Reel/Frame: 007949/0005 Recorded: 04/24/1996 Pages: 2

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: PEYMAN, ANUSCHIRWAN Exec Dt: 03/12/1996

UHLMANN, EUGEN Exec Dt: 03/12/1996

**Assignee: HOECHST AKTIENGESELLSCHAFT
FRANKFURT AM MAIN, GERMANY D-659**

**Correspondent: FOLEY & LARDNER
COLIN G. SANDERCOCK
3000 K STREET, N.W.
WASHINGTON, D.C. 20007-5109**

Assignment: 2

Reel/Frame: 011309/0261 Recorded: 11/06/2000 Pages: 4

Conveyance: ASSIGNMENT OF ASSIGNORS INTEREST (SEE DOCUMENT FOR DETAILS).

Assignors: BOHRER, DOUGLAS J. Exec Dt: 10/26/2000

MOLINA, LEONARDO J. Exec Dt: 10/26/2000

OSTOLSKI, RAY A. Exec Dt: 10/26/2000

**Assignee: GENERAL ELECTRIC COMPANY
1 RIVER ROAD
SCHENECTADY, NEW YORK 12345**

**Correspondent: PERKINS COLE LLP
PATENT-SEA
P.O. BOX 1247
SEATTLE, WA 98111-1247
ATTN: MAURICE J. PIRIO**

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05-24-1996

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Additional name(s) of conveying party(ies) attached? <u>No</u>		Additional name(s) & address(es) attached? <u>No</u>
3. Nature of conveyance: <input checked="" type="checkbox"/> Assignment <input type="checkbox"/> Merger <input type="checkbox"/> Security Agreement <input type="checkbox"/> Change of Name <input type="checkbox"/> Other		Execution Date: <u>March 12, 1996</u>
4. Application number(s) or patent number(s): If this document is being filed together with a new application, the execution date of the application is: A. Patent Application No.(s) <u>68/594,452</u>		B. Patent No.(s)
		Additional numbers attached? <u>No</u>
5. Name and address of party to whom correspondence concerning document should be mailed: Name: <u>FOLEY & LARDNER</u> Internal Address: <u>Colin G. Sandrock</u> Street Address: <u>3000 K Street, N.W.</u> City: <u>Washington, D.C.</u> , State: <u></u> ZIP: <u>20007-5109</u>		6. Total number of applications and patents involved: <u>1</u> 7. Total fee (37 C.F.R. § 3.41), <u>\$40.00</u> <input checked="" type="checkbox"/> Enclosed <input type="checkbox"/> Authorized to be charged to deposit account
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PATENT
REF ID: 7949 FRAME: 0005

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For good and valuable consideration, the receipt and sufficiency of which are hereby acknowledged, each undersigned inventor has sold and assigned, and by these presents hereby sells and assigns, unto **HOECHST AKTIENGESELLSCHAFT**
Frankfurt am Main
D-65926 FEDERAL REPUBLIC OF GERMANY

(hereinafter **ASSIGNEE**) all right, title and interest for the United States, its territories and possessions in and to this invention relating to

title of
invention

G CAP-STABILIZED OLIGONUCLEOTIDES

as set forth in this United States Patent Application

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executed concurrently herewith

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Serial No. 08/594,452 Filed January 31, 1996

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Each of the undersigned further covenants and agrees he will communicate to said **ASSIGNEE**, its successors, legal representatives or assigns all information known to him relating to said invention or patent application and that he will execute and deliver any papers, make all rightful oaths, testify in any legal proceedings and perform all other lawful acts deemed necessary or desirable by said **ASSIGNEE**, its successors, legal representatives or assigns to perfect title to said invention, to said application including divisions and continuations thereof and to any and all Letters Patent which may be granted therefor or thereon, including reissues or extensions, in said **ASSIGNEE**, its successors, or assigns or to assist said **ASSIGNEE**, its successors, legal representatives or assigns in obtaining, reissuing or enforcing Letters Patent of the United States for said invention;

Each of the undersigned hereby grants the firm of **FOLEY & LARDNER** the power to insert in this Assignment any further identification which may be necessary or desirable to comply with the rules of the U.S. Patent and Trademark Office for recordation of this Assignment.

NAMES AND SIGNATURES OF INVENTORS		
Name: Anuschirwan PEYMAN	Signature:	Date: <u>11.3.96</u>
Name: Eugen UHLMANN	Signature:	Date: <u>11.3.96</u>
Name:	Signature:	Date:
Name:	Signature:	Date:
NAMES AND SIGNATURES OF WITNESSES		
Name:	Signature:	Date:
Name:	Signature:	Date:

Note: *Prima facie* evidence of execution may optionally be obtained by execution of this document before a U.S. Consul or before a local officer authorized to administer oaths whose authority is proved by a certificate from a U.S. Consul.

RECORDED: 04/24/1996

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Total number of pages including cover sheet, attachments, and document: 3

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PATENT
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12-11-2000 202 408 4400 TO 7037465338#

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FORM PTO-1595
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Patent and Trademark Office

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To the Honorable Commissioner of Patents and Trademarks Please record the attached original document or copy thereof.

1. Name(s) of conveying party(ies):

- 1) DOUGLAS J. BOHRER
2) LEONARDO J. MOLINA
3) RAY A. OSTOLSKI
4)
5)
6)

Additional names of conveying parties attached? Yes No

3. Nature of conveyance:

- Assignment Merger
 Security Agreement Change of Name
 Other _____

Execution Dates:

- 1) OCTOBER 26, 2000 4)
2) OCTOBER 26, 2000 5)
3) OCTOBER 26, 2000 6)

4. Application number(s) or registration number(s):

If this document is being filed together with a new application,
the execution date of the application is _____

A. Patent Application No(s)
09/594,452

B. Patent No(s).

Additional numbers attached?

Yes No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: PERKINS COIE LLP
Internal Address: PATENT-SEA
MAURICE J. PIRIO
Street Address: P.O. Box 1247
City: SEATTLE State: WA ZIP 98111-1247

6. Total number of applications and patents involved..... 1

7. Total Fee (37 CFR 3.41): 40 00

Enclosed

Authorized to be charged to deposit account

8. Deposit account number: 50-0665

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9. Statement and signature.

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

MAURICE J. PIRIO

Name of Person Signing

Maurice - tina

Signature

11/2/03

Date

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3

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ASSIGNMENT

In consideration of One Dollar and other good and valuable consideration, of which we acknowledge receipt, Douglas J. Bohrer of 3094 Wynford Gables, Marietta, Georgia 30064, Leonardo J. Molina of 1960 Regents Way, Marietta, Georgia 30062, and Ray A. Ostolski of 2301 Tall Timbers, Marietta, Georgia 30066, sell and assign to General Electric Company, a New York Corporation, its successors and assigns the entire right, title and interest in and to the improvements in METHOD AND SYSTEM FOR OUTAGE OPTIMIZATION PLANNING invented by us, as described in the application for United States Patent filed on June 15, 2000 as Application Number: 09/594,452; and any and all applications for patent and patents therefor in any and all countries, including all divisions, reissues, continuations and extensions thereof, and all rights of priority resulting from the filing of said United States application, and authorize and request any official whose duty it is to issue patents, to issue any patent on said improvements or resulting therefrom to said General Electric Company, or its successors or assigns and agree that on request and without further consideration, but at the expense of said Company, we will communicate to said Company or its representatives or nominees any facts known to us respecting said improvements and testify in any legal proceeding, sign all lawful papers, execute all divisional, continuing; and reissue applications, make all rightful oaths and generally do everything possible to aid said Company, its successors, assigns, and nominees to obtain and enforce proper patent protection for said improvements in all countries.

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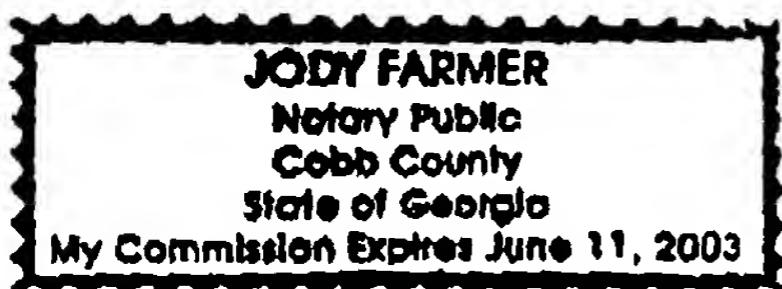
Received from <202 408 4400> at 10/7/03 5:35:22 PM [Eastern Daylight Time]

October 26, 2000
Date

Douglas J. Bohrer

STATE OF Georgia)
ss:
COUNTY OF Cobb)

This 16th day of October 2000, before me personally came the above-named Douglas J. Bohrer, to me personally known as the individual who executed the foregoing assignment, who acknowledged to me that he executed the same of his own free will for the purposes therein set forth.



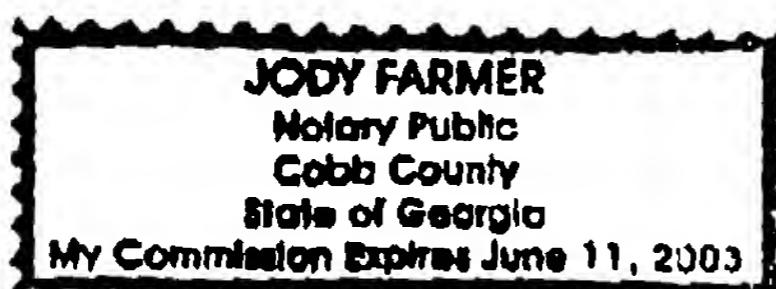
Jody Farmer
Notary Public
My Commission Expires June 11, 2003

October 26, 2000
Date

Leonardo J. Molina

STATE OF Georgia)
ss:
COUNTY OF Cobb)

This 26 day of October 2000 before me personally came the above-named Leonardo J. Molina, to me personally known as the individual who executed the foregoing assignment, who acknowledged to me that he executed the same of his own free will for the purposes therein set forth.



Jody Farmer
Notary Public
My Commission Expires June 11, 2003

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